

JOURNAL OF THE FLORIDA SENATE

Wednesday, May 28, 1975

The Senate was called to order by the President at 9:00 a.m.
A quorum present—40:

Mr. President	Graham	Myers	Stolzenburg
Brantley	Hair	Peterson	Thomas, J.
Childers, D.	Henderson	Plante	Thomas, P.
Childers, W. D.	Holloway	Poston	Tobiassen
Deeb	Johnston	Renick	Trask
Dunn	Lane, D.	Saunders	Vogt
Firestone	Lane, J.	Saylor	Ware
Gallen	Lewis	Scarborough	Wilson
Glisson	MacKay	Sims	Winn
Gordon	McClain	Spicola	Zinkil

Excused: Senator Saunders at 9:30 a.m., Senator Lewis at 10:00 a.m., Senator Spicola at 10:00 a.m. until 2:00 p.m. for the purpose of working on the Conference Committee Report on HB 2100; Senator Gallen at 2:30 p.m.

Prayer by the Senate Chaplain:

Our Father, we would bear these Senators up before your presence, beseeching you for grace and strength for each of them. As they vary in background and in philosophy so do they have varied needs that are personal and real. We are not as self-sufficient as we boast for there are moments of wonderment at our purpose and tasks in life. There are disappointments and frustrations both personal and public and we need a word of assurance and a touch of care.

Cause these, your servants in government, to know that there are hosts who care, lest the loud voices of the harping critics deceive them by their raucous complaints.

Keep us enthusiastic about our role in society and encouraged as we see the good effects of our labors. Amen.

REPORTS OF COMMITTEES

The Committee on Education recommends the following pass:

SB 1023 with 1 amendment	HB 401 with 2 amendments
SB 537 with 2 amendments	

The bills were referred to the Committee on Governmental Operations under the original reference.

The Committee on Education recommends the following pass:

CS for HB 650 & 652 HB 872 HB 2174

The bills were referred to the Committee on Judiciary-Criminal under the original reference.

The Committee on Commerce recommends the following pass: SB 554

The bill was referred to the Committee on Ways and Means under the original reference.

The Committee on Education recommends the following pass:

SB 1163	HB 1972 with 10 amendments
HB 1164 with 1 amendment	SB 1091

The bills contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.

The Committee on Commerce recommends the following pass:

SB 438 with 2 amendments	SB 809 with 1 amendment
SB 564 with 4 amendments	SB 1017
SB 658	

The Committee on Education recommends the following pass:

SB 1121 with 3 amendments	HB 1280 with 2 amendments
SB 1140 with 8 amendments	HB 2040
HB 809 with 2 amendments	HB 2075 with 2 amendments

The bills contained in the foregoing reports were placed on the calendar.

The Committee on Education recommends a Committee Substitute for the following: SB 943

The bill with Committee Substitute attached was referred to the Committee on Governmental Operations under the original reference.

The Committee on Judiciary-Civil recommends a Committee Substitute for the following: SB 806

The bill with Committee Substitute attached was referred to the Committee on Ways and Means under the original reference.

The Committee on Commerce recommends a Committee Substitute for the following: SB 337

The Committee on Commerce recommends a Committee Substitute as recommended by the Committee on Judiciary-Civil for the following: SB 297 with 2 amendments

The bills with Committee Substitutes attached contained in the foregoing reports were placed on the calendar.

The Committee on Rules and Calendar recommends that the following bills be placed on Special Order for Wednesday, May 28, 1975:

HB 1087	CS for HB	SB 357	SB 1320
SB 625	545	HB 193	HB 158
HB 1603	HB 1322	SB 1316	HB 425
HB 1577	HB 541	SB 1317	SB 590
SB 1207	HB 163	SB 1318	SB 558
SB 520	HB 10	SB 173	HB 969
CS for HB 22,	SB 1106	SB 784	SB 418
62 and 116	SB 1183	SB 651	SB 524
SB 582	SB 741	SB 1050	SB 47
HB 85	SB 259	HB 1224	SB 571
CS for HB	SB 430	SB 61	SB 968
173	SB 488	HB 588	SB 1293
SB 451	CS for HB	SB 1109	CS for SB
SB 440	222	SB 124	1280
HB 240	SB 937	SB 291	CS for SJR
HB 1908	HB 104	HB 1289	1061
SB 1005	HB 114	SB 361	SB 223
SB 696	HB 117	SB 325	SB 563
SB 1131			

Respectfully submitted,
Lew Brantley, Chairman

The Committee on Rules and Calendar recommends that the following bills be placed on Consent Calendar for Wednesday, May 28, 1975, 9:00 A.M.:

SB 162	SB 527	SB 675	HB 1102
SB 375	SB 154	SB 523	SB 568
SB 1042	SB 131	SB 152	SB 561
CS for HB	SB 605	SB 200	SB 1069
228	SB 888	HB 1084	SB 1107
SB 1173	HB 1799	HB 2093	SB 567
SB 999	SB 294	SB 620	SB 556
SB 589	SB 290	SB 954	SB 878
SB 1009	SB 1215	SB 382	SB 950
HB 1072	SB 515	SB 513	CS for HB
SB 777	SB 313	SB 380	1924
SB 1036	SB 100	SB 370	SB 705
SB 336	SB 488	SB 115	SB 937
CS for SB	SB 332	SB 42	SB 1308
410	CS for SJR	SB 627	SB 126
SB 119	256	SB 722	SB 60
CS for SB	SB 741	SB 1183	SB 1081
312	SB 942	SB 451	SB 746
SB 1106	SB 98	SB 80	

Respectfully submitted,
Lew Brantley, Chairman

SUBCOMMITTEE REPORT TO STANDING COMMITTEE

The Appropriations "B" Subcommittee of the Ways and Means Committee recommends favorably with committee substitute: SB 1013.

ENGROSSING REPORTS

Your Engrossing Clerk has incorporated amendments to SB 781 and CS for SB 280.

Joe Brown, Secretary

The bills were certified to the House.

Your Engrossing Clerk has incorporated amendments to SB 138.

Joe Brown, Secretary

The bill was ordered enrolled.

Your Engrossing Clerk has incorporated amendments to CS for SB 1126.

Joe Brown, Secretary

The bill was immediately certified to the House.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Johnston, by two-thirds vote SB 824 was withdrawn from the Committee on Judiciary-Criminal and placed on the calendar.

On motion by Senator Plante, by two-thirds vote SB 752 was withdrawn from the Committee on Ways and Means and placed on the calendar.

On motion by Senator Saunders, by two-thirds vote SB 1249 was withdrawn from the Committee on Ways and Means and placed on the calendar.

On motion by Senator Gordon, by two-thirds vote SB 1238 was withdrawn from the Committee on Governmental Operations.

On motion by Senator Myers, by two-thirds vote CS for SB 943 was withdrawn from the Committee on Governmental Operations.

On motion by Senator Trask, by two-thirds vote SB 936 was withdrawn from the Committee on Ways and Means.

On motion by Senator P. Thomas, by two-thirds vote SB 1163 was withdrawn from the Committee on Ways and Means.

On motion by Senator Winn by two-thirds vote CS for SB 245 was withdrawn from the Committee on Ways and Means and placed on the calendar.

On motions by Senator Myers, by two-thirds vote Senate Bills 537, 742 and 951 were withdrawn from the Committee on Governmental Operations and placed on the calendar.

Request for Extension of Time

The Committee on Governmental Operations requests an extension of 10 days for the consideration of the following:

SB 186 by Senator McClain	SB 757 by Senator MacKay,
SB 709 by Senator Childers	et al
SB 713 by Senator Dunn	SB 807 by Senator Trask
SB 732 by Senator Myers	SB 808 by Senator Spicola
SB 751 by Senator Firestone	SB 1004 by Senator Graham
SB 783 by Senator Poston	SB 940 by Senator Glisson

Pursuant to Rule 4.16, Senator Lewis gave notice of intention to take up out of order SB 1280, SJR 1061, Senate Bills 223 and 563.

On motion by Senator D. Lane, without objection SB 400 was placed at the end of the consent calendar.

On motion by Senator Sims, without objection HM 1916 was placed at the end of the consent calendar.

On motion by Senator P. Thomas, without objection SB 209 was placed at the end of the consent calendar.

The President Pro Tempore presiding

CONSENT CALENDAR

SB 162 was taken up, together with:

By the Committee on Commerce—

CS for SB 162—A bill to be entitled An act relating to credit unions; amending s.657.01(1), Florida Statutes, to require that persons desiring to form a credit union must represent a certain number of persons; adding subsections (8)-(11) to s.657.04, Florida Statutes, allowing credit unions to exercise incidental powers pursuant to rules of the Department of Banking and Finance, to provide reasonable insurance protection for directors and committee members, to reimburse directors and committee members for expenses incurred in the performance of their duties, and to amend their bylaws to accept into field of membership individuals of a similar common bond of a liquidating credit union; amending s.657.09(3), Florida Statutes, revising the surety bond requirement of a credit union with assets of over \$1,000,000; amending s.657.16, Florida Statutes, providing that share secured loans made to officers, directors, and committeemen of the credit union in which they hold office shall be exempt from the 10 percent limitation of the capital and deposits of the credit union; amending s.657.161, Florida Statutes, by adding new subsections, providing that credit unions may invest in the capital stock of credit union services corporations, in shares and other savings accounts of the United States Central Credit Union, and may purchase the assets of liquidating credit unions within the state; creating s.657.245, Florida Statutes, defining the term "central credit unions"; creating s.657.246, Florida Statutes, describing the powers of central credit unions; creating s.657.247, Florida Statutes, providing for certain restrictions on selling insurance; providing an effective date.

—which was read the first time by title and SB 162 was laid on the table.

On motions by Senator W. D. Childers, by two-thirds vote CS for SB 162 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Childers, D.	Henderson	Peterson	Tobiasen
Childers, W. D.	Holloway	Plante	Trask
Dunn	Johnston	Poston	Vogt
Firestone	Lane, D.	Scarborough	Ware
Gallen	Lane, J.	Sims	Wilson
Glisson	Lewis	Spicola	Winn
Gordon	MacKay	Stolzenburg	Zinkil
Graham	McClain	Thomas, J.	
Hair	Myers	Thomas, P.	

Nays—None

SB 375 was taken up and on motion by Senator W. D. Childers—

HB 10—A bill to be entitled An act relating to beach and shore preservation; adding a new subsection (6) to s.161.052, Florida Statutes, and adding subsection (8) to s.161.053, Florida Statutes, exempting from coastal setback construction restrictions additions, modifications, maintenance, or repair of existing structures within existing foundations; providing exclusions; providing an effective date.

—a companion measure was substituted therefor and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was moved by Senator W. D. Childers and adopted:

Amendment 1—On page 1, line 9, strike "additions"

On motion by Senator W. D. Childers, by two-thirds vote HB 10 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Brantley	Hair	Peterson	Thomas, P.
Childers, D.	Henderson	Poston	Tobiassen
Childers, W. D.	Holloway	Renick	Trask
Deeb	Johnston	Sayler	Vogt
Dunn	Lane, D.	Scarborough	Ware
Firestone	Lane, J.	Sims	Wilson
Gallen	Lewis	Spicola	Winn
Glisson	McClain	Stolzenburg	Zinkil
Gordon	Myers	Thomas, J.	

Nays—1

Graham

SB 375 was laid on the table.

SB 1042 was taken up and on motion by Senator Peterson—

HB 1223—A bill to be entitled An act relating to flue-cured tobacco; amending s.573.876(1), Florida Statutes; providing the rate of assessment on acres or pounds of tobacco produced; providing effective date.

—a companion measure was substituted therefor and read the second time by title. On motion by Senator Peterson, by two-thirds vote HB 1223 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Brantley	Hair	Myers	Thomas, J.
Childers, D.	Henderson	Peterson	Thomas, P.
Childers, W. D.	Holloway	Poston	Tobiassen
Dunn	Johnston	Renick	Trask
Firestone	Lane, D.	Sayler	Vogt
Gallen	Lane, J.	Scarborough	Ware
Glisson	Lewis	Sims	Wilson
Gordon	MacKay	Spicola	Winn
Graham	McClain	Stolzenburg	Zinkil

Nays—None

SB 1042 was laid on the table.

CS for HB 228—A bill to be entitled An act relating to cruelty to animals; creating s.828.073, Florida Statutes, authorizing certain persons to take charge of animals in distress and to go to county court for a hearing on the owner's fitness to have custody of such an animal; providing for service of process to notify owners; providing for the sale at auction of animals in distress under certain circumstances; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Civil offered the following amendments which were moved by Senator McClain and adopted:

Amendment 1—Renumber sections 1 and 2 as sections 2 and 3, respectively, and insert a new section 1 to read: Section 1. Section 828.03, Florida Statutes, is amended to read: 828.03 Agents of societies, etc., may prosecute violators.—(1) Any society or association for the prevention of cruelty to children or animals, organized under the laws of this state, may appoint agents for the purpose of prosecuting any person guilty of any act of cruelty to children or animals within this state, who may arrest without warrant any person found violating investigating violations of any of the provisions of this chapter, or any other law of the state for the purpose of protecting children and animals or preventing any act of cruelty thereto.

(2) Upon making such arrest, such agent shall convey the person so arrested before some court having jurisdiction of the

offense, within the municipal corporation or county wherein the offense was committed, and there forthwith make complaint, on oath or affirmation, of the offense.

(2) All appointments of such agents by such societies or corporations must have the approval of the mayor of the city in which the society or association exists, and if it exists or works outside of any city, the appointment must be approved by the county court judge or the judge of the circuit court for the county, and the mayor or judge shall keep a record of such appointment.

Amendment 2—On page 1, line 4, strike everything on line 4 and insert: An act relating to cruelty to children and animals; amending s.828.03, Florida Statutes, providing for investigation, rather than prosecution, of offenders by agents of certain societies; creating

On motion by Senator Gallen, by two-thirds vote CS for HB 228 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Brantley	Graham	McClain	Stolzenburg
Childers, D.	Hair	Myers	Thomas, J.
Childers, W. D.	Henderson	Peterson	Thomas, P.
Deeb	Holloway	Poston	Tobiassen
Dunn	Johnston	Renick	Trask
Firestone	Lane, D.	Sayler	Vogt
Gallen	Lane, J.	Scarborough	Wilson
Glisson	Lewis	Sims	Winn
Gordon	MacKay	Spicola	Zinkil

Nays—None

Notice having been given pursuant to Rule 4.16, on motion by Senator Lewis, unanimous consent was obtained to take up SB 1280 out of order, together with:

By the Committee on Natural Resources and Conservation—

CS for SB 1280—A bill to be entitled An act relating to the water management districts, change of boundaries; amending s.373.069(4), Florida Statutes, and the introductory paragraph of subsection (3) of said section, and adding subsections (5), (6), and (7), to said section, relating to the transfer of territories; providing for ad valorem taxing authority to the districts pursuant to constitutional amendment; providing for recommendations with respect to the transfer of territories; amending s.373.0697(4), Florida Statutes, and the introductory paragraph of said section, relating to basin taxes; adding s.373.503(5), Florida Statutes, prescribing maximum millage rates; amending s.373.224, Florida Statutes, relating to existing permits for consumptive use of water, to conform to the change in date of the creation of the new water management districts; providing for the change of name of the Central and Southern Florida Flood Control District; providing an effective date.

—which was read the first time by title and SB 1280 was laid on the table.

On motion by Senator Lewis, by two-thirds vote CS for SB 1280 was read the second time by title.

Senators Sayler, Lewis and Ware offered the following amendment which was moved by Senator Sayler:

Amendment 1—On page 5 between lines 18 and 19 insert: a new section and renumber subsequent sections. Section 6. Section 3 of chapter 61-691, Laws of Florida, is hereby repealed.

Amendment 1 was adopted by the following vote:

Yeas—21

Childers, D.	Graham	Poston	Ware
Deeb	Holloway	Renick	Wilson
Dunn	Johnston	Sayler	Winn
Firestone	Lane, D.	Stolzenburg	
Gallen	Lewis	Thomas, J.	
Gordon	Myers	Tobiassen	

Nays—13

Brantley	MacKay	Spicola	Zinkil
Glisson	McClain	Thomas, P.	
Hair	Peterson	Trask	
Lane, J.	Sims	Vogt	

By unanimous consent, Senator W. D. Childers was recorded as voting nay.

Senator Saylor moved the following amendment:

Amendment 2—On page 4, between lines 23 and 24, insert: a new section and renumber subsequent sections:

Section 3. Subsection 373.503(2) is amended to read:

373.503(2) The authority of the central and southern Florida flood control district and the southwest Florida water management district to levy ad valorem taxes within the territories, specified in chapter 25270, Laws of Florida, 1949, and chapter 61-691, Laws of Florida, respectively, as heretofore amended, shall not be impaired by this chapter. However, *ad valorem taxes levied by the southwest Florida water management district shall not exceed the millage level assessed in the calendar year 1974 without the approval of the electors.* † Territories transferred out of those districts pursuant to section 373.073 shall be subject to ad valorem taxation for water management purposes only upon approval of the electors residing in the transferred territory pursuant to section 9(b), Article VII of the state constitution.

On motion by Senator Lewis, further consideration of CS for SB 1280 was deferred.

Notice having been given pursuant to Rule 4.16, on motion by Senator Lewis, unanimous consent was obtained to take up out of order—

SB 223—A bill to be entitled An act relating to the Florida Water Resources Act of 1972; amending s.373.069(4), Florida Statutes, and the introductory paragraph of subsection (3) of said section; amending ss.373.0697(4), 373.224, Florida Statutes; changing the effective date relating to the creation of water management districts; providing an effective date.

—which was read the second time by title. On motion by Senator Lewis, by two-thirds vote SB 223 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Childers, D.	Henderson	Peterson	Thomas, P.
Deeb	Holloway	Poston	Tobiassen
Dunn	Johnston	Saylor	Trask
Firestone	Lane, D.	Scarborough	Vogt
Gallen	Lane, J.	Sims	Ware
Gordon	Lewis	Spicola	Wilson
Graham	McClain	Stolzenburg	Winn
Hair	Myers	Thomas, J.	Zinkil

Nays—2

Glisson MacKay

By unanimous consent Senator W. D. Childers was recorded as voting yea.

Notice having been given pursuant to Rule 4.16, on motion by Senator Lewis, unanimous consent was obtained to take up out of order SJR 1061 together with:

By the Committee on Rules & Calendar—

CS for SJR 1061—A joint resolution proposing an amendment to Section 9, Article VII of the State Constitution relating to local ad valorem taxes.

Be It Resolved by the Legislature of the State of Florida:

That the following amendment to Section 9 of Article VII of the State Constitution is hereby agreed to and shall be submitted to the electors of this state for approval or rejection at the general election to be held in November 1976:

ARTICLE VII

FINANCE AND TAXATION

SECTION 9. Local Taxes.—

(a) Counties, school districts, and municipalities shall, and special districts may, be authorized by law to levy ad valorem taxes and may be authorized by general law to levy other

taxes, for their respective purposes, except ad valorem taxes on intangible personal property and taxes prohibited by this constitution.

(b) Ad valorem taxes, exclusive of taxes levied for the payment of bonds and taxes levied for periods not longer than two years when authorized by vote of the electors who are the owners of freeholds therein not wholly exempt from taxation, shall not be levied in excess of the following millages upon the assessed value of real estate and tangible personal property: for all county purposes, ten mills; for all municipal purposes, ten mills; for all school purposes, ten mills; *for all water management purposes, one mill*; and for all other special districts a millage authorized by law approved by vote of the electors who are owners of freeholds therein not wholly exempt from taxation. A county furnishing municipal services may, to the extent authorized by law, levy additional taxes within the limits fixed for municipal purposes.

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT

ARTICLE VII, SECTION 9

Proposing an amendment to the State Constitution authorizing and limiting local taxes for water management purposes to not more than one (1) mill.

—which was read the first time and SJR 1061 was laid on the table.

On motions by Senator Lewis, by two-thirds vote CS for SJR 1061 was read the second time and by two-thirds vote was read the third time in full. The Secretary called the roll and CS for SJR 1061 passed with the required constitutional three-fifths vote of the membership and was certified to the House. The vote on passage was:

Yeas—28

Brantley	Hair	McClain	Sims
Childers, D.	Henderson	Myers	Spicola
Deeb	Holloway	Peterson	Thomas, J.
Dunn	Johnston	Poston	Trask
Firestone	Lane, D.	Renick	Vogt
Gordon	Lane, J.	Saylor	Ware
Graham	Lewis	Scarborough	Winn

Nays—6

Childers, W. D.	MacKay	Tobiassen	Wilson
Glisson	Thomas, P.		

By unanimous consent, Senator Gallen was recorded as voting nay.

Consideration of SB 563 was deferred.

SB 1173 was taken up, together with:

By the Committee on Natural Resources and Conservation and Senator P. Thomas—

CS for SB 1173—A bill to be entitled An act relating to Lake Jackson in Leon County and submerged lands and lands lying within the 100-year flood line around Lake Jackson; creating s.380.056, Florida Statutes; designating Lake Jackson and the aforesaid lands as an area of critical state concern; exempting said area from specified provisions of the Florida Land and Water Management Act of 1972, as amended; reaffirming certain provisions of Chapter 73-534, Laws of Florida; providing that nothing in this act shall affect boundary lines between privately-owned lands and sovereignty lands; providing for severability; providing an effective date.

—which was read the first time by title and SB 1173 was laid on the table.

On motions by Senator P. Thomas, by two-thirds vote CS for SB 1173 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Brantley	Gordon	MacKay	Sims
Childers, D.	Graham	McClain	Spicola
Childers, W. D.	Hair	Myers	Thomas, J.
Deeb	Henderson	Peterson	Thomas, P.
Dunn	Holloway	Poston	Tobiassen
Firestone	Johnston	Renick	Trask
Gallen	Lane, D.	Sayler	Ware
Glisson	Lane, J.	Scarborough	Wilson

Nays—1

Vogt

SJR 999—A joint resolution proposing an amendment to Article IV of the State Constitution, adding section 10, authorizing the creation of a capitol and mansion commission.

Be It Resolved by the Legislature of the State of Florida:

That the following amendment to Article IV of the State Constitution is hereby agreed to and shall be submitted to the electors of this state for approval or rejection at the general election to be held in November 1976:

ARTICLE IV

EXECUTIVE

Section 10. Capitol and Mansion Commission.—There may be created by law a capitol and mansion commission with authority to establish and maintain a basic plan or scheme for the furnishing, decorating, and alteration of the governor's mansion and the capitol building complex, consistent with the architecture and the historic and symbolic nature of the buildings. The terms of the members shall not exceed 9 years.

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT

ARTICLE IV

Proposing an amendment to the State Constitution to authorize a capitol and mansion commission with authority to establish and maintain a plan for the furnishing, decorating, and alteration of the capitol building complex and the governor's mansion.

—was read the second time.

The Committee on Rules and Calendar offered the following amendment which was moved by Senator P. Thomas and failed:

Amendment 1—On page 1, line 18, after the word "commission", insert: in Orlando,

On motion by Senator P. Thomas, by two-thirds vote SJR 999 was read the third time in full. The Secretary called the roll and SJR 999 passed with the required constitutional three-fifths vote of the membership and was certified to the House. The vote on passage was:

Yeas—25

Brantley	Gordon	Myers	Trask
Childers, D.	Hair	Peterson	Vogt
Childers, W. D.	Henderson	Poston	Wilson
Deeb	Johnston	Renick	Winn
Dunn	Lane, J.	Sims	
Firestone	MacKay	Thomas, P.	
Glisson	McClain	Tobiassen	

Nays—6

Gallen	Lane, D.	Thomas, J.	Ware
Graham	Sayler		

SB 589—A bill to be entitled An act relating to public schools; providing legislative intent; defining student services program; requiring school districts to develop a plan; providing for Department of Education and State Board of Education responsibilities; providing an effective date.

—was read the second time by title. On motion by Senator MacKay, by two-thirds vote SB 589 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Brantley	Graham	Myers	Thomas, P.
Childers, D.	Hair	Peterson	Tobiassen
Childers, W. D.	Henderson	Poston	Trask
Deeb	Holloway	Renick	Vogt
Dunn	Johnston	Sayler	Ware
Firestone	Lane, D.	Scarborough	Wilson
Gallen	Lane, J.	Sims	
Glisson	MacKay	Spicola	
Gordon	McClain	Thomas, J.	

Nays—None

SB 1009—A bill to be entitled An act relating to population determination for revenue-sharing purposes; amending s.23.019 (1), Florida Statutes; providing for interim population estimates of annexed areas and for incorporation of such estimates in revenue-sharing formulas; providing an effective date.

—was read the second time by title. On motion by Senator MacKay, by two-thirds vote SB 1009 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Brantley	Graham	Peterson	Thomas, P.
Childers, D.	Hair	Poston	Trask
Childers, W. D.	Holloway	Renick	Vogt
Deeb	Johnston	Sayler	Ware
Dunn	Lane, D.	Scarborough	Wilson
Firestone	Lane, J.	Sims	Winn
Gallen	MacKay	Spicola	Zinkil
Glisson	McClain	Stolzenburg	
Gordon	Myers	Thomas, J.	

Nays—None

By unanimous consent Senator Tobiassen was recorded as voting yea.

HB 1072—A bill to be entitled An act relating to campaign financing; amending s.106.021(1)(b), Florida Statutes, 1974 Supplement, and adding a paragraph, exempting certain political committees from being required to designate a campaign depository for contributions in the state; adding subsection (8) to s.106.07, Florida Statutes, 1974 Supplement, providing that certain political committees may file a copy of a list of contributions required by federal law with the Secretary of State in lieu of certain information in reports required by state law; providing an effective date.

—was read the second time by title. On motion by Senator Scarborough, by two-thirds vote HB 1072 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Gordon	Peterson	Tobiassen
Brantley	Graham	Poston	Trask
Childers, D.	Hair	Renick	Vogt
Childers, W. D.	Holloway	Sayler	Ware
Deeb	Johnston	Scarborough	Wilson
Dunn	Lane, D.	Sims	Winn
Firestone	Lane, J.	Spicola	Zinkil
Gallen	McClain	Stolzenburg	
Glisson	Myers	Thomas, J.	

Nays—None

SB 777—A bill to be entitled An act relating to adult congregate living facilities; creating the "Adult Congregate Living Facilities Act"; providing a purpose and definitions; authorizing the Department of Health and Rehabilitative Services to license certain facilities; providing exemptions; requiring facilities to obtain and display a license; providing for application and fees; providing grounds for action by the department

against facilities; providing for expiration, renewal, denial, suspension, or revocation of licenses; authorizing injunctive proceedings in certain cases; providing for contracts; providing for handling of property and personal affairs of residents; providing procedures pursuant to the closing of a facility; providing the right of entry and inspection; providing for the appointment of an ad hoc committee; providing for the promulgation of rules to establish minimum standards; specifying prohibited acts, providing a penalty; providing reasonable time for existing facilities to comply; amending s.509.241(1)(b) and (2)(b), Florida Statutes, exempting adult congregate living facilities from public lodging and food service establishment licensing requirements; repealing ss.400.021(8) and 400.041(2), Florida Statutes, relating to homes for the aged; designating this act as Part II of Chapter 400, Florida Statutes; providing an effective date.

—was read the second time by title.

The Committee on Commerce offered the following amendment which was moved by Senator W. D. Childers and adopted:

Amendment 1—On page 14, line 19, insert new Section 23 and renumber subsequent section. Section 23. There is hereby appropriated from the General Revenue Fund to the Department of Health and Rehabilitative Services the sum of \$200,000 to implement the provisions of this act. This amount shall be repaid in full to the General Revenue Fund on or before July 1, 1977, from the collection of license fees authorized in this act.

The Committee on Health and Rehabilitative Services offered the following amendment which was moved by Senator W. D. Childers and adopted:

Amendment 2—On page 4, line 11, strike "75" and insert: 100

The Committee on Commerce offered the following amendment which was moved by Senator W. D. Childers and adopted:

Amendment 3—On page 2, line 3, after "Statutes," insert: providing appropriation from and repayment to the General Revenue Fund;

On motion by Senator W. D. Childers, by two-thirds vote SB 777 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—33

Brantley	Graham	Poston	Trask
Childers, D.	Hair	Renick	Vogt
Childers, W. D.	Henderson	Sayler	Ware
Deeb	Holloway	Sims	Wilson
Dunn	Lane, D.	Spicola	Winn
Firestone	Lane, J.	Stolzenburg	Zinkil
Gallen	McClain	Thomas, J.	
Glisson	Myers	Thomas, P.	
Gordon	Peterson	Tobiassen	

Nays—None

SB 1036 was taken up, together with:

By the Committee on Commerce and Senator Brantley—

CS for SB 1036—A bill to be entitled An act relating to automobile insurers; adding s.627.421(3), Florida Statutes; requiring any automobile liability and physical damage policy to have attached a summary of major coverages and conditions; requiring a readable policy in lieu of a summary; providing an effective date.

—which was read the first time by title and SB 1036 was laid on the table.

On motions by Senator Brantley, by two-thirds vote CS for SB 1036 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Brantley	Graham	Peterson	Trask
Childers, D.	Hair	Poston	Vogt
Childers, W. D.	Henderson	Renick	Ware
Deeb	Holloway	Sayler	Wilson
Dunn	Johnston	Sims	Winn
Firestone	Lane, D.	Spicola	Zinkil
Gallen	Lane, J.	Stolzenburg	
Glisson	McClain	Thomas, J.	
Gordon	Myers	Tobiassen	

Nays—None

By unanimous consent Senator P. Thomas was recorded as voting yea.

SB 336—A bill to be entitled An act relating to the Florida Psychological Practice Act; amending ss.490.18, 490.25(1), Florida Statutes, 1974 Supplement; increasing examination fee and license renewal fee for psychologists; providing an effective date.

—was read the second time by title.

The Committee on Governmental Operations offered the following amendment which was moved by Senator Hair and adopted:

Amendment 1—On page 1, line 21, strike "420.25" and insert: 490.25

On motion by Senator Hair, by two-thirds vote SB 336 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—32

Brantley	Graham	Myers	Thomas, J.
Childers, D.	Hair	Peterson	Tobiassen
Childers, W. D.	Henderson	Poston	Trask
Deeb	Holloway	Renick	Vogt
Firestone	Johnston	Sayler	Ware
Gallen	Lane, D.	Sims	Wilson
Glisson	Lane, J.	Spicola	Winn
Gordon	McClain	Stolzenburg	Zinkil

Nays—None

By unanimous consent Senator P. Thomas was recorded as voting yea.

SB 410 was taken up, together with:

By the Committee on Governmental Operations and Senator Hair—

CS for SB 410—A bill to be entitled An act relating to the state treasurer; amending s.18.02, Florida Statutes, to provide for inclusion in the treasurer's next budget request an amount for uncollected personal checks or forged state warrants; providing an effective date.

—which was read the first time by title and SB 410 was laid on the table.

On motions by Senator Hair, by two-thirds vote CS for SB 410 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Brantley	Graham	Peterson	Trask
Childers, D.	Hair	Poston	Vogt
Childers, W. D.	Henderson	Renick	Ware
Deeb	Holloway	Sayler	Wilson
Dunn	Johnston	Sims	Winn
Firestone	Lane, D.	Spicola	Zinkil
Gallen	Lane, J.	Stolzenburg	
Glisson	McClain	Thomas, J.	
Gordon	Myers	Tobiassen	

Nays—None

By unanimous consent Senator P. Thomas was recorded as voting yea.

SB 119 was taken up and on motion by Senator Dunn—

HB 622—A bill to be entitled An act for the relief of Thomas S. Loadholtz; providing an appropriation to compensate him for necessary legal fees incurred in successful defense of civil suits brought against him for acts performed under color of state law while serving as Constable of the Eleventh Justice of the Peace District, Volusia County, Florida; providing an effective date.

—a companion measure was substituted therefor and read the second time by title. On motion by Senator Dunn, by two-thirds vote HB 622 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—27

Brantley	Graham	Myers	Thomas, J.
Childers, D.	Henderson	Poston	Trask
Childers, W. D.	Holloway	Renick	Vogt
Dunn	Johnston	Sims	Ware
Firestone	Lane, D.	Spicola	Winn
Gallen	Lane, J.	Stolzenburg	Zinkil
Gordon	McClain		

Nays—None

By unanimous consent Senators Tobiassen, P. Thomas and Glisson were recorded as voting yea.

SB 119 was laid on the table.

SB 312 was taken up, together with:

By the Committee on Governmental Operations and Senators Vogt, P. Thomas, Dunn, Lewis, J. Lane, Hair, Graham and Saylor—

CS for SB 312—A bill to be entitled An act relating to public records; adding s.20.30(13), Florida Statutes, to provide limited confidentiality to investigative reports made or received by a board or agency in or representing the Department of Professional and Occupational Regulation; amending s.119.01, Florida Statutes, to provide that public funds shall not be used for dues to any association whose financial and certain other records are not open to public inspection; amending s.119.011, Florida Statutes, to expand the definition of public records to include those records of anyone acting on behalf of any state governmental unit or office; amending s.119.07, Florida Statutes, to provide for the collection and disposition of fees for making copies of public records; providing confidentiality for examination questions administered by a governmental agency for the purpose of licensure, certification or employment; providing an effective date.

—which was read the first time by title and SB 312 was laid on the table.

On motion by Senator Dunn, by two-thirds vote CS for SB 312 was read the second time by title.

Senator Dunn moved the following amendments which were adopted:

Amendment 1—On page 4, line 15, strike "Examination questions administered" and insert: Examination questions and answers sheets of examinations

Amendment 2—On page 2, line 17, strike "of any" and insert: by any

On motion by Senator Dunn, by two-thirds vote CS for SB 312 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—32

Brantley	Deeb	Gallen	Graham
Childers, D.	Dunn	Glisson	Henderson
Childers, W. D.	Firestone	Gordon	Holloway

Johnston	Peterson	Spicola	Vogt
Lane, D.	Poston	Stolzenburg	Ware
Lane, J.	Renick	Thomas, J.	Wilson
McClain	Saylor	Thomas, P.	Winn
Myers	Sims	Trask	Zinkil

Nays—None

By unanimous consent Senator Tobiassen was recorded as voting yea.

SB 1106—A bill to be entitled An act relating to landlord and tenant; amending s.83.73, Florida Statutes, providing enforcement authority for issuance of an injunction; providing an effective date.

—was read the second time by title.

The Committee on Commerce offered the following amendment which was moved by Senator Glisson and adopted:

Amendment 1—On page 1, line 19, after the reference to "s.83.69", insert: s.83.695,

On motion by Senator Glisson, by two-thirds vote SB 1106 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—31

Brantley	Henderson	Peterson	Thomas, P.
Childers, D.	Holloway	Poston	Trask
Childers, W. D.	Johnston	Renick	Vogt
Firestone	Lane, D.	Saylor	Ware
Gallen	Lane, J.	Sims	Wilson
Glisson	MacKay	Spicola	Winn
Gordon	McClain	Stolzenburg	Zinkil
Graham	Myers	Thomas, J.	

Nays—None

By unanimous consent Senator Tobiassen was recorded as voting yea.

SB 527—A bill to be entitled An act relating to the Uniform Standards Code for Mobile Homes; amending s.320.822(1), Florida Statutes, 1974 Supplement; amending the definition of "mobile home manufacturer"; providing an effective date.

—was read the second time by title. On motion by Senator Peterson, by two-thirds vote SB 527 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—25

Brantley	Hair	Peterson	Tobiassen
Childers, D.	Henderson	Renick	Trask
Childers, W. D.	Holloway	Sims	Vogt
Dunn	Lane, D.	Spicola	Wilson
Gallen	Lane, J.	Stolzenburg	
Glisson	McClain	Thomas, J.	
Gordon	Myers	Thomas, P.	

Nays—7

Firestone	Johnston	Poston	Zinkil
Graham	MacKay	Winn	

By unanimous consent Senators Holloway and Renick changed their votes from yea to nay.

On motion by Senator Dunn, the rules were waived and the Senate reconsidered the vote by which CS for SB 312 as amended passed this day.

On motion by Senator Dunn, the Senate reconsidered the vote by which Amendment 1 was adopted this day.

Further consideration of CS for SB 312 with pending amendment was deferred.

SB 154—A bill to be entitled An act relating to landscape architects; amending s.481.011(1), Florida Statutes, to update a definition; adding s.481.021(3), Florida Statutes, to provide temporary registration certificates for out of state architects; amending s.481.031(1), Florida Statutes, and adding subsection (11) to said section, to change the name of the regulatory board and to authorize it to employ personnel; amending s.481.041, Florida Statutes, to increase examination fees; amending s.481.051, Florida Statutes, to change the requirements for applicants for examinations; amending s.481.061(2), Florida Statutes, to change the dates relating to applications for renewal of registration and to provide for termination of certificates not renewed for 3 years; amending s.481.121(1), Florida Statutes, to increase examination fees; amending s.481.131, Florida Statutes, to change the period during which the annual report to the governor is to be made; repealing s.481.141, Florida Statutes, the grandfather clause; providing an effective date.

—was read the second time by title.

The Committee on Governmental Operations offered the following amendments which were moved by Senator Peterson and adopted:

Amendment 1—On page 3, line 10, strike "\$45" and insert: \$75

Amendment 2—On page 7, line 2, after the word "registration" insert: or at the most recent address filed with the board by the applicant subsequent to such registration

Amendment 3—On page 7, line 26, strike "\$45" and insert: \$75

On motion by Senator Peterson, by two-thirds vote SB 154 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—32

Brantley	Graham	McClain	Thomas, J.
Childers, D.	Hair	Myers	Thomas, P.
Childers, W. D.	Henderson	Peterson	Tobiasen
Dunn	Holloway	Poston	Trask
Firestone	Johnston	Renick	Vogt
Gallen	Lane, D.	Saylor	Wilson
Glisson	Lane, J.	Sims	Winn
Gordon	MacKay	Spicola	Zinkil

Nays—None

By unanimous consent Senator Stolzenburg was recorded as voting yea.

Senator Gallen moved that when the Senate reached SB 200 on the consent calendar that CS for HB 1504 be taken up in lieu of SB 200. The motion was adopted.

On motion by Senator Gallen, by two-thirds vote SB 200 was removed from the calendar and indefinitely postponed.

SB 131—A bill to be entitled An act relating to juvenile traffic offenders; amending s.318.14(6)—(8), Florida Statutes, 1974 Supplement, and adding a new subsection to said section; providing that cases involving unlicensed juveniles charged with noncriminal traffic infractions be handled by the juvenile division of the circuit court; providing an effective date.

—was read the second time by title. On motion by Senator Peterson by two-thirds vote SB 131 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Brantley	Glisson	Lane, D.	Poston
Childers, D.	Gordon	Lane, J.	Renick
Childers, W. D.	Graham	MacKay	Saylor
Dunn	Hair	McClain	Sims
Firestone	Holloway	Myers	Spicola
Gallen	Johnston	Peterson	Stolzenburg

Thomas, J.	Tobiasen	Vogt	Winn
Thomas, P.	Trask	Wilson	Zinkil
Nays—None			

SB 605—A bill to be entitled An act relating to taxation; amending s.197.106(1), Florida Statutes, to require a tax collector to give notice by registered mail to the owner before the sale of personal property after seizure; providing an effective date.

—was read the second time by title. On motion by Senator W. D. Childers, by two-thirds vote SB 605 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Brantley	Graham	Myers	Thomas, J.
Childers, D.	Hair	Peterson	Thomas, P.
Childers, W. D.	Holloway	Poston	Tobiasen
Dunn	Johnston	Renick	Trask
Firestone	Lane, D.	Saylor	Vogt
Gallen	Lane, J.	Sims	Wilson
Glisson	MacKay	Spicola	Winn
Gordon	McClain	Stolzenburg	

Nays—None

On motion by Senator W. D. Childers, the rules were waived and the Senate reverted to—

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The Honorable Dempsey J. Barron, President May 28, 1975

I am directed to inform the Senate that the House of Representatives has passed—

HB 862

HB 1007

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representatives Forbes and Steinberg—

HB 862—A bill to be entitled An act relating to the establishment of clearing accounts outside the state treasury; creating s.216.275, Florida Statutes, providing for approval of clearing accounts by the Department of Administration; providing an effective date.

—was read the first time by title. On motion by Senator W. D. Childers, the rules were waived and the bill was placed on the calendar.

By Representative McPherson—

HB 1007—A bill to be entitled An act relating to population determination for revenue sharing purposes; amending subsection 23.019(1), Florida Statutes, providing for interim population estimates of annexed areas and for incorporation of such estimates in revenue sharing formulas; providing an effective date.

—was read the first time by title. On motion by Senator MacKay, the rules were waived and the bill was placed on the calendar.

Consent Calendar, continued

SB 888 was taken up and on motion by Senator W. D. Childers, HB 862 a companion measure was substituted for SB 888. On motions by Senator W. D. Childers, by two-thirds vote HB 862 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Brantley	Dunn	Gordon	Holloway
Childers, D.	Firestone	Graham	Johnston
Childers, W. D.	Gallen	Hair	Lane, D.
Deeb	Glisson	Henderson	Lane, J.

MacKay	Renick	Thomas, J.	Wilson
McClain	Sayler	Thomas, P.	Winn
Myers	Sims	Tobiassen	Zinkil
Peterson	Spicola	Trask	
Poston	Stolzenburg	Vogt	

Nays—None

SB 888 was laid on the table.

On motion by Senator MacKay, unanimous consent was obtained to take up HB 1007 out of order. On motions by Senator MacKay, by two-thirds vote HB 1007 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Brantley	Graham	Myers	Thomas, P.
Childers, D.	Hair	Peterson	Tobiassen
Childers, W. D.	Henderson	Poston	Trask
Deeb	Holloway	Renick	Vogt
Dunn	Johnston	Sayler	Wilson
Firestone	Lane, D.	Sims	Winn
Gallen	Lane, J.	Spicola	Zinkil
Glisson	MacKay	Stolzenburg	
Gordon	McClain	Thomas, J.	

Nays—None

On motion by Senator MacKay, the rules were waived and the Senate immediately reconsidered the vote by which SB 1009 passed this day.

On motion by Senator MacKay SB 1009 was indefinitely postponed.

HB 1799—A bill to be entitled An act relating to alcoholic beverage licenses; amending subsection (2) (a) of s.561.20, Florida Statutes, providing that food sales in restaurants need not be simultaneous with alcoholic beverage sales, further providing that certain special licenses issued prior to chapter 57-773, Laws of Florida, shall not include package sales as part of a gross income factor; providing an effective date.

—was read the second time by title.

The Committee on Commerce offered the following amendments which were moved by Senator W. D. Childers and failed:

Amendment 1—On page 3, strike all of lines 28 and 29 and insert: Section 2. Subsection (2) of section 561.22, Florida Statutes, is amended to read:

561.22 Licensing manufacturers, distributors and exporters as vendors prohibited.—

(1) Except as hereinafter provided, any applicant may receive a license as a manufacturer, distributor or exporter, but no license shall be issued to a manufacturer, distributor, or exporter as a vendor, nor shall any license be issued to a vendor as a manufacturer, distributor or exporter.

(2) (a) If any applicant for a vendor's license or renewal thereof shall be an individual ~~or copartnership~~, such individual ~~or copartnership~~ shall be deemed within the provisions of subsection (1) in the event the individual ~~or any member of the copartnership~~ is interested or connected, directly or indirectly, with any corporation which is engaged, directly or indirectly, or through any subsidiary or affiliate corporation, including any stock ownership exceeding one percent as set forth in subsection (3) in manufacturing, distributing or exporting alcoholic beverages under a license of this state or any state of the United States.

(b) If any applicant for a vendor's license or renewal thereof shall be a copartnership, such copartnership shall be deemed within the provisions of subsection (1) in the event any member of the copartnership is interested or connected, directly, or indirectly, with any corporation which is engaged, directly or indirectly, or through any subsidiary or affiliate corporation,

including any stock ownership as set forth in subsection (3) in manufacturing, distributing or exporting alcoholic beverages under a license of this state or any state of the United States.

(3) If any applicant for a vendor's license or the renewal thereof be a corporation, such corporation shall be deemed within the provisions of subsection (1) when such corporation is affiliated with, directly or indirectly, any other corporation which is engaged in manufacturing, distributing or exporting alcoholic beverages under a license of this state or any other state of the United States, or when such applicant corporation is controlled by or the majority stock therein owned by another corporation, which latter corporation owns or controls in any way the majority stock or controlling interest in any other corporation that is engaged, directly or indirectly, in manufacturing, distributing or exporting alcoholic beverages under a license in this state or any other state in the United States.

Section 3. This act shall take effect on October 1, 1975.

Amendment 2—On page 1, strike all of line 11 and insert: a gross income factor; amending 561.22, Florida Statutes, by establishing subsections (a) and (b) to provide that an individual who applies for a vendor's license or renewal thereof may possess stock not to exceed one percent in corporations that manufacture, distribute or export alcoholic beverages; providing an effective date.

On motion by Senator Winn, by two-thirds vote HB 1799 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Brantley	Graham	McClain	Thomas, P.
Childers, D.	Hair	Myers	Tobiassen
Childers, W. D.	Henderson	Poston	Trask
Deeb	Holloway	Renick	Vogt
Dunn	Johnston	Sims	Wilson
Firestone	Lane, D.	Spicola	Winn
Gallen	Lane, J.	Stolzenburg	Zinkil
Gordon	MacKay	Thomas, J.	

Nays—None

By unanimous consent Senator Glisson was recorded as voting yea; Senator Peterson was recorded as voting nay.

SB 294—A bill to be entitled An act relating to the Real Estate License Law; amending ss.475.01(4), (5), 475.14, 475.25(2), 475.26, 475.27, 475.40, Florida Statutes; amending definitions; providing for retention of registration on becoming a nonresident of this state; providing for an examiner and for notice and venue in suspension or revocation of such nonresidents' registrations; providing an effective date.

—was read the second time by title. On motion by Senator Sims by two-thirds vote SB 294 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Brantley	Graham	Myers	Thomas, P.
Childers, D.	Hair	Peterson	Tobiassen
Childers, W. D.	Henderson	Poston	Trask
Deeb	Holloway	Sayler	Vogt
Dunn	Johnston	Scarborough	Wilson
Firestone	Lane, D.	Sims	Winn
Gallen	Lane, J.	Spicola	Zinkil
Glisson	MacKay	Stolzenburg	
Gordon	McClain	Thomas, J.	

Nays—None

SB 290—A bill to be entitled An act relating to the Real Estate License Law; amending s.475.04(2), Florida Statutes; to authorize the publication and sale of a handbook by the Florida Real Estate Commission; providing an effective date.

—was read the second time by title.

The Committee on Governmental Operations offered the following amendment which was moved by Senator Sims and adopted:

Amendment 1—On page 1, line 24, after the word "price" insert: intended to cover costs

On motion by Senator Sims, by two-thirds vote SB 290 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—32

Childers, D.	Graham	Myers	Thomas, J.
Childers, W. D.	Hair	Peterson	Thomas, P.
Deeb	Henderson	Poston	Tobiassen
Dunn	Johnston	Renick	Trask
Firestone	Lane, D.	Sayler	Vogt
Gallen	Lane, J.	Sims	Wilson
Glisson	MacKay	Spicola	Winn
Gordon	McClain	Stolzenburg	Zinkil

Nays—None

By unanimous consent Senators Brantley and Holloway were recorded as voting yea.

SB 1215 was taken up, together with:

By the Committee on Health and Rehabilitative Services and Senators Wilson and Renick—

CS for SB 1215—A bill to be entitled An act relating to hospitals; requiring certain hospitals that provide emergency services to provide certain treatment for victims of sexual assault; providing responsibilities of the hospital toward such persons; providing an effective date.

—which was read the first time by title and SB 1215 was laid on the table.

On motions by Senator Wilson, by two-thirds vote CS for SB 1215 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Brantley	Graham	Myers	Thomas, J.
Childers, D.	Hair	Peterson	Thomas, P.
Childers, W. D.	Henderson	Poston	Tobiassen
Deeb	Holloway	Renick	Trask
Dunn	Johnston	Sayler	Vogt
Firestone	Lane, D.	Scarborough	Wilson
Gallen	Lane, J.	Sims	Winn
Glisson	MacKay	Spicola	Zinkil
Gordon	McClain	Stolzenburg	

Nays—None

SB 515—A bill to be entitled An act relating to husband and wife premarital examinations; providing for amendment of sections 741.051, 741.055, and 741.056, Florida Statutes, 1974 Supplement; to abolish the requirement of a physical examination as a prerequisite for a marriage license; extending the time for taking the serological test; providing an effective date.

—was read the second time by title. On motion by Senator Wilson, by two-thirds vote SB 515 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Childers, D.	Hair	Myers	Thomas, J.
Childers, W. D.	Henderson	Peterson	Tobiassen
Deeb	Holloway	Poston	Trask
Firestone	Johnston	Renick	Vogt
Gallen	Lane, D.	Sayler	Wilson
Glisson	Lane, J.	Scarborough	Winn
Gordon	MacKay	Spicola	Zinkil
Graham	McClain	Stolzenburg	

Nays—None

By unanimous consent Senators P. Thomas, Brantley and Sims were recorded as voting yea.

On motion by Senator Vogt, by two-thirds vote CS for HB's 868, 1027 and 1159 was withdrawn from the Committees on Governmental Operations and Ways and Means and placed on the calendar.

SB 313 was taken up and on motion by Senator Vogt—

CS for HB's 868, 1027 and 1159—A bill to be entitled An act relating to deputy sheriffs; amending s.30.09(1), Florida Statutes; redesignating subsection (1); creating a new paragraph to s.30.09, Florida Statutes, authorizing county commissions to accept blanket surety bonds for deputy sheriffs; requiring the sheriff's department to bear the cost of such a blanket bond; providing for the liability of sureties; providing an effective date.

—a companion measure was substituted therefor and read the second time by title. On motion by Senator Vogt, by two-thirds vote CS for HB's 868, 1027 and 1159 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—28

Childers, D.	Graham	MacKay	Scarborough
Childers, W. D.	Hair	McClain	Stolzenburg
Deeb	Henderson	Myers	Tobiassen
Dunn	Holloway	Peterson	Trask
Firestone	Johnston	Poston	Vogt
Glisson	Lane, D.	Renick	Winn
Gordon	Lane, J.	Sayler	Zinkil

Nays—None

By unanimous consent Senators Gallen, P. Thomas, Brantley, J. Thomas and Sims were recorded as voting yea.

SB 313 was laid on the table.

SB 100—A bill to be entitled An act relating to education; amending s.229.832, Florida Statutes, 1974 Supplement; providing for the creation of regional diagnostic and resource centers for exceptional students by the Department of Education in Brevard and Okaloosa Counties; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote SB 100 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—28

Childers, D.	Graham	MacKay	Scarborough
Childers, W. D.	Hair	McClain	Stolzenburg
Deeb	Henderson	Myers	Thomas, J.
Dunn	Holloway	Peterson	Tobiassen
Firestone	Johnston	Poston	Trask
Glisson	Lane, D.	Renick	Vogt
Gordon	Lane, J.	Sayler	Winn

Nays—None

By unanimous consent Senators P. Thomas, Brantley, Sims and Gallen were recorded as voting yea.

Consideration of SB 488 was deferred.

SB 332—A bill to be entitled An act relating to abuse of children; amending s.827.07(6), Florida Statutes, 1974 Supplement; requiring the Department of Health and Rehabilitative Services to notify the state attorney of suspected child abuse; requiring the state attorney to assist in the investigation; providing an effective date.

—was read the second time by title.

The Committee on Health and Rehabilitative Services offered the following amendment which was moved by Senator Deeb and adopted:

Amendment 1—On page 1, line 22, after the word “immediately” insert: orally

On motion by Senator Deeb, by two-thirds vote SB 332 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—31

Childers, D.	Hair	Myers	Thomas, J.
Childers, W. D.	Henderson	Peterson	Tobiassen
Deeb	Holloway	Poston	Trask
Dunn	Johnston	Renick	Vogt
Firestone	Lane, D.	Saylor	Wilson
Glisson	Lane, J.	Scarborough	Winn
Gordon	MacKay	Sims	Zinkil
Graham	McClain	Stolzenburg	

Nays—None

By unanimous consent Senators P. Thomas and Brantley were recorded as voting yea.

On motion by Senator Myers, the rules were waived and the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Dempsey J. Barron, President May 23, 1975

I am directed to inform the Senate that the House of Representatives has passed by the required Constitutional three-fifths vote of the membership of the House HJR 1709 and requests the concurrence of the Senate.

Allen Morris, Clerk

HJR 1709—A joint resolution proposing an amendment to Section 12 of Article V of the State Constitution relating to discipline, removal and retirement of justices and judges.

Be It Resolved by the Legislature of the State of Florida:

That the amendment to Section 12 of Article V of the State Constitution set forth below is agreed to and shall be submitted to the electors of Florida for approval or rejection at the general election to be held in November 1976, or, if authorized by three-fourths of the membership of each house of the legislature, at a special election to be held March 9, 1976:

ARTICLE V

SECTION 12. Discipline; removal and retirement.—

(a) There shall be a judicial qualifications commission vested with jurisdiction to investigate and recommend to the Supreme Court of Florida the removal from office of any justice or judge whose conduct, during term of office or otherwise occurring on or after November 1, 1966, (without regard to the effective date of this section) demonstrates a present unfitness to hold office, and to investigate and recommend the reprimand of a justice or judge whose conduct, during term of office or otherwise occurring on or after November 1, 1966 (without regard to the effective date of this section), warrants such a reprimand. The commission shall be composed of:

(1) Two judges of district courts of appeal selected by the judges of those courts, two circuit judges selected by the judges of the circuit courts and two judges of county courts selected by the judges of those courts;

(2) Two electors who reside in the state, who are members of the bar of Florida, and who shall be chosen by the governing body of the bar of Florida; and

(3) Five electors who reside in the state, who have never held judicial office or been members of the bar of Florida, and who shall be appointed by the governor.

(b) The members of the judicial qualifications commission shall serve staggered terms, not to exceed six years, as prescribed by general law. No member of the commission except a justice or judge shall be eligible for state judicial office so long as he is a member of the commission and for a period of two years thereafter. No member of the commission shall hold office in a political party or participate in any campaign for judicial office or hold public office; provided that a judge may participate in his own campaign for judicial office and hold that office. The commission shall elect one of its members as its chairman.

(c) Members of the judicial qualifications commission not subject to impeachment shall be subject to removal from the commission pursuant to the provisions of Article IV, Section 7, Florida Constitution.

(d) The commission shall adopt rules regulating its proceedings, the filling of vacancies by the appointing authorities, the disqualification of members, and the temporary replacement of disqualified or incapacitated members. The commission's rules, or any part thereof, may be repealed by general law enacted by a majority vote of the membership of each house of the legislature, or by the supreme court, five justices concurring. ~~After a recommendation of removal or public reprimand of any justice or judge, the record of the proceedings before the commission shall be made public. Until formal charges against a justice or judge are filed by the commission with the clerk of the supreme court of Florida all proceedings by or before the commission shall be confidential; provided, however, upon a finding of probable cause and the filing by the commission with said clerk of such formal charges against a justice or judge such charges and all further proceedings before the commission shall be public. The commission may with seven members concurring recommend to the supreme court the temporary suspension of any justice or judge against whom formal charges are pending, and in the event the supreme court suspends such justice or judge all proceedings before the commission and all hearings shall be public. Otherwise, all proceedings before the commission shall be confidential until a recommendation is filed with the clerk of the supreme court recommending removal or public reprimand at which time such proceedings shall become public record.~~

(e) The commission shall have access to all information from all executive, legislative and judicial agencies, including grand juries, subject to the rules of the commission. At any time, on request of the speaker of the house of representatives or the governor, the commission shall make available all information in the possession of the commission for use in consideration of impeachment or suspension, respectively.

(f) Upon recommendation of two-thirds of the members of the judicial qualifications commission, the supreme court may order that the justice or judge be disciplined by appropriate reprimand, or be removed from office with termination of compensation for willful or persistent failure to perform his duties or for other conduct unbecoming a member of the judiciary demonstrating a present unfitness to hold office, or be involuntarily retired for any permanent disability that seriously interferes with the performance of his duties. *Mala-fides, scienter or moral turpitude on the part of a justice or judge shall not be required for removal from office of a justice or judge whose conduct demonstrates a present unfitness to hold office.* After the filing of a formal proceeding and upon request of the commission, the supreme court may suspend the justice or judge from office, with or without compensation, pending final determination of the inquiry.

(g) The power or removal conferred by this section shall be both alternative and cumulative to the power of impeachment and to the power of suspension by the governor and removal by the senate.

(h) *Notwithstanding any of the foregoing provisions of this section, if the person, who is the subject of proceedings by the judicial qualifications commission is a justice of the supreme court of Florida all justices of such court automatically shall be disqualified to sit as justices of such court with respect to all proceedings therein concerning such person and the supreme court for such purposes shall be composed of a panel consisting of the seven chief judges of the judicial circuits of the state of Florida most senior in tenure of judicial office as circuit judge. For purposes of determining seniority of such circuit judges in the event there be judges of equal tenure in judicial office as circuit judge the judge or judges from the lower numbered circuit or circuits shall be deemed*

senior. In the event any such chief circuit judge is under investigation by the judicial qualifications commission or is otherwise disqualified or unable to serve on the panel, the next most senior chief circuit judge or judges shall serve in place of such disqualified or disabled chief circuit judge.

(i) SCHEDULE TO SECTION 12.—

(1) The terms of office of the present members of the judicial qualifications commission shall expire on January 1, 1975 and new members shall be appointed to serve the following staggered terms:

a. ~~(a)~~ Group I.—The terms of five members, composed of two electors as set forth in s.12(a)(3) of Article V, one member of the bar of Florida as set forth in s.12(a)(2) of Article V, one judge from the district courts of appeal and one circuit judge as set forth in s.12(a)(1) of Article V, shall expire on December 31, 1976.

b. ~~(b)~~ Group II.—The terms of four members, composed of one elector as set forth in s.12(a)(3) of Article V, one member of the bar of Florida as set forth in s.12(a)(2) of Article V, one circuit judge and one county judge as set forth in s.12(a)(1) of Article V shall expire on December 31, 1978.

c. ~~(c)~~ Group III.—The terms of four members, composed of two electors as set forth in s.12(a)(3) of Article V, one judge from the district courts of appeal and one county judge as set forth in s.12(a)(1) of Article V, shall expire on December 31, 1980.

(2) The 1976 amendment to section 12 of Article V, if submitted at a special election, shall take effect upon approval by the electors of Florida, provided herein and the provisions of this schedule shall take effect January 1, 1975.

BE IT FURTHER RESOLVED that in accordance with the requirements of section 101.161, Florida Statutes, the substance of the amendment proposed herein shall appear on the ballot as follows:

Proposing an amendment to Section 12 of Article V of the State Constitution to provide that proceedings before the judicial qualifications commission shall be confidential until the filing of formal charges against a justice or judge with the Clerk of the Supreme Court, to require the judicial qualifications commission to make available all information in its possession upon request of the Speaker of the House of Representatives or the Governor, to provide that improper motive shall not be required for removal of a justice or judge whose conduct demonstrates unfitness to hold office, and to provide for service on the Supreme Court by certain chief judges of the judicial circuits, rather than justices of the Supreme Court, when the judicial qualifications commission has undertaken proceedings against a justice of the Supreme Court.

—was read the first time. On motion by Senator Myers, the rules were waived and the bill was placed on the calendar.

Consent Calendar, continued

SJR 256 was taken up, together with CS for SJR 256 which was read the first time by title and SJR 256 was laid on the table.

Pending further consideration of CS for SJR 256, on motion by Senator Myers HJR 1709, a companion measure, was substituted therefor.

On motions by Senator Myers, by two-thirds vote HJR 1709 was read the second time, and by two-thirds vote was read the third time in full, passed with the required constitutional three-fifths vote of the membership and was certified to the House. The vote on passage was:

Yeas—33

Brantley	Glisson	Lane, D.	Renick
Childers, D.	Gordon	Lane, J.	Saylor
Childers, W. D.	Graham	MacKay	Sims
Deeb	Hair	McClain	Stolzenburg
Dunn	Henderson	Myers	Thomas, J.
Firestone	Holloway	Peterson	Tobiasen
Gallen	Johnston	Poston	Trask

Vogt
Ware

Wilson

Winn

Zinkil

Nays—1

Scarborough

CS for SJR 256 was laid on the table.

SB 741 was taken up and on motion by Senator Graham—

HB 1280—A bill to be entitled An act relating to the State University System, amending s.240.042(2)(1), Florida Statutes; providing legislative intent; providing that the Board of Regents shall be authorized to contract with accredited private institutions in Florida for the provision of those educational programs and facilities which will best serve to meet the unfulfilled needs of the State University System; providing an effective date.

—a companion measure was substituted therefor and read the second time by title.

The Committee on Education offered the following amendments which were moved by Senator Graham and adopted:

Amendment 1—On page 1, lines 14—28, and page 2, lines 1—14 strike in their entireties and insert: WHEREAS, private sector higher education has made a significant contribution towards meeting the higher education needs of the State of Florida and the nation; and

WHEREAS, the State of Florida recognizes the value of the private sector of higher education as a complement to the public sector; and

WHEREAS, the private sector of higher education presently serves over 2,100,000 students in the United States at an estimated savings to the public of 2.9 billion dollars a year; and

WHEREAS, private institutions of higher learning serve over 41,000 students in the State of Florida and have indicated an ability to serve more students of the state at a substantial savings to the state; and

WHEREAS, joint planning and cooperation between public and private institutions has proven highly successful and has resulted in substantial savings of public funds; and

WHEREAS, the rising costs of financing public institutions of higher education require careful and diligent planning for expansion to meet the needs of the citizens of Florida; and

WHEREAS, close cooperation between the public and private sector would serve to minimize the financial difficulties faced by both areas of higher education; NOW, THEREFORE,

Be It Enacted by the Legislature of the State of Florida:

Section 1. Legislative intent.—It is the intent of the legislature that the State University System consider Florida's private institutions of higher education in its continuous studies of the immediate and future needs of the state in the area of higher education and that the Board of Regents be authorized to contract with accredited private institutions in Florida for the provision of those educational programs and facilities which will serve to meet either the unfulfilled needs of the State University System, or the unfulfilled needs of the private institutions.

Section 2. Paragraph (1) of subsection (2) of Section 240.042, Florida Statutes, 1974 Supplement, is amended to read:

240.042 Board of Regents incorporated; powers, duties, etc.—

(2) The Board of Regents is authorized and empowered:

(1) To conduct, through its staff, continuous studies of the immediate and future needs of the state in higher education, including research and public service, what institutional facilities are required to meet these needs, and at which institutions they can be best served. These studies shall consider the need for new institutions and the place of the private institutions in relation to the State University System. If these studies show that accredited private institutions of higher education in this state can serve either the facility or program needs of the State University System, the board may contract with the appropriate institutions to fulfill these needs. The board may also contract to provide either facilities or

programs to meet the unfulfilled needs of Florida's accredited private institutions of higher education.

Section 3. This act shall take effect July 1, 1975.

Amendment 2—On page 1, line 3, strike the title in its entirety and insert: A bill to be entitled An act relating to the State University System; amending s.240.042(2)(1), Florida Statutes; providing legislative intent; authorizing the Board of Regents to contract with accredited private institutions of higher education in this state for the provision of educational programs and facilities to meet the needs of either the State University System or the private institutions; providing an effective date.

On motion by Senator Graham, by two-thirds vote HB 1280 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Brantley	Gordon	McClain	Spicola
Childers, D.	Graham	Myers	Stolzenburg
Childers, W. D.	Hair	Peterson	Thomas, J.
Deeb	Henderson	Poston	Trask
Dunn	Holloway	Renick	Vogt
Firestone	Johnston	Sayler	Wilson
Gallen	Lane, D.	Scarborough	Winn
Glisson	Lane, J.	Sims	Zinkil

Nays—None

By unanimous consent Senator P. Thomas was recorded as voting yea.

By unanimous consent Senator Tobiassen was recorded as voting yea.

SB 741 was laid on the table.

SB 942—A bill to be entitled An act relating to criminal law; amending s.775.083(2), Florida Statutes, 1974 Supplement; providing that a court shall permit a convicted defendant a specified period of time within which to pay a fine; providing an effective date.

—was read the second time by title. On motion by Senator McClain, by two-thirds vote SB 942 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Brantley	Gordon	McClain	Stolzenburg
Childers, D.	Graham	Myers	Thomas, J.
Childers, W. D.	Hair	Peterson	Trask
Deeb	Henderson	Poston	Vogt
Dunn	Holloway	Renick	Ware
Firestone	Johnston	Sayler	Winn
Gallen	Lane, D.	Scarborough	Zinkil
Glisson	Lane, J.	Spicola	

Nays—None

By unanimous consent Senators P. Thomas, MacKay and Tobiassen were recorded as voting yea.

SB 98 was taken up, together with:

By the Committee on Judiciary-Civil and Senator McClain—

CS for SB 98—A bill to be entitled An act relating to negligence actions; creating s.768.31, Florida Statutes, to be entitled the Uniform Contribution among Tortfeasors Act; providing for right to contribution; providing guidelines for determining the pro rata shares of tortfeasors in the entire liability; providing for enforcement; providing for the application of a release or covenant not to sue; providing for uniformity of interpretation; declaring the provisions of the act to be severable; providing an effective date.

—which was read the first time by title and SB 98 was laid on the table.

On motions by Senator McClain, by two-thirds vote CS for SB 98 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Brantley	Gordon	McClain	Thomas, J.
Childers, D.	Graham	Myers	Trask
Childers, W. D.	Hair	Peterson	Vogt
Deeb	Henderson	Poston	Ware
Dunn	Holloway	Renick	Winn
Firestone	Johnston	Scarborough	Zinkil
Gallen	Lane, D.	Spicola	
Glisson	Lane, J.	Stolzenburg	

Nays—None

By unanimous consent Senators Sims, MacKay, Tobiassen, P. Thomas and Wilson were recorded as voting yea.

On motion by Senator Dunn CS for SB 312 was placed at the end of the consent calendar.

SB 675—A bill to be entitled An act relating to elections; amending s.99.092(1), Florida Statutes, 1974 Supplement; providing for the return of a candidate's qualifying fee to his designated beneficiary if the candidate dies prior to an election and has not withdrawn his candidacy before the last date to qualify; providing an effective date.

—was read the second time by title. On motion by Senator J. Lane, by two-thirds vote SB 675 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Brantley	Gordon	McClain	Thomas, J.
Childers, D.	Graham	Myers	Trask
Childers, W. D.	Hair	Peterson	Vogt
Deeb	Henderson	Poston	Ware
Dunn	Holloway	Renick	Wilson
Firestone	Johnston	Sayler	Winn
Gallen	Lane, D.	Scarborough	Zinkil
Glisson	Lane, J.	Stolzenburg	

Nays—None

By unanimous consent Senators Sims, Tobiassen, P. Thomas, and MacKay were recorded as voting yea.

SB 523 was taken up and on motion by Senator J. Lane—

HB 1893—A bill to be entitled An act relating to citrus fruit dealers; amending s.601.61(5)(a), Florida Statutes; exempting certain citrus fruit from the total volume of fruit to be handled by a license applicant for which bond is required to be posted; providing an effective date.

—a companion measure was substituted therefor and read the second time by title. On motion by Senator J. Lane, by two-thirds vote HB 1893 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Brantley	Graham	Peterson	Trask
Childers, D.	Hair	Poston	Vogt
Childers, W. D.	Henderson	Renick	Ware
Deeb	Holloway	Sayler	Wilson
Dunn	Johnston	Scarborough	Winn
Firestone	Lane, D.	Sims	Zinkil
Gallen	Lane, J.	Spicola	
Glisson	McClain	Stolzenburg	
Gordon	Myers	Thomas, J.	

Nays—None

By unanimous consent Senators P. Thomas, MacKay and Tobiassen were recorded as voting yea.

SB 523 was laid on the table.

On motion by Senator Gallen, by two-thirds vote HB 877 was withdrawn from the Committee on Commerce and placed on the calendar.

SB 152 was taken up and on motion by Senator Gallen—

HB 877—A bill to be entitled An act relating to the Florida Law Revision Council; directing the council to study, review, and redraft chapter 711, Florida Statutes, pertaining to condominiums and cooperative apartments; providing for a report to the legislature; providing an effective date.

—a companion measure was substituted therefor and read the second time by title. On motion by Senator Gallen, by two-thirds vote HB 877 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—27

Brantley	Glisson	Lane, D.	Thomas, J.
Childers, D.	Gordon	Myers	Trask
Childers, W. D.	Graham	Peterson	Vogt
Deeb	Hair	Renick	Wilson
Dunn	Henderson	Sayler	Winn
Firestone	Holloway	Scarborough	Zinkil
Gallen	Johnston	Spicola	

Nays—None

By unanimous consent Senators MacKay, P. Thomas, Tobiasen and Sims were recorded as voting yea.

SB 152 was laid on the table.

On motion by Senator Gallen, the rules were waived and the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Dempsey J. Barron, President May 28, 1975

I am directed to inform the Senate that the House of Representatives has passed CS for HB 1504 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Commerce and Representatives Forbes and Steinberg—

CS for HB 1504—A bill to be entitled An act relating to insurance; amending section 627.572(2), Florida Statutes, 1974 Supplement; authorizing health questions to be asked participants in association group life insurance when part of premium is paid by insured members; deleting authorization to ask health questions when association pays entire premium; providing an effective date.

—was read the first time by title. On motion by Senator Gallen, the rules were waived and the bill was placed on the calendar.

On motions by Senator Gallen, by two-thirds vote CS for HB 1504 was read the second time by title and by two-thirds vote read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Brantley	Gordon	McClain	Stolzenburg
Childers, D.	Graham	Myers	Thomas, J.
Childers, W. D.	Hair	Peterson	Trask
Deeb	Henderson	Poston	Vogt
Dunn	Holloway	Renick	Wilson
Firestone	Johnston	Sayler	Winn
Gallen	Lane, D.	Scarborough	Zinkil
Glisson	Lane, J.	Spicola	

Nays—None

By unanimous consent Senators Sims, Tobiasen, P. Thomas and MacKay were recorded as voting yea.

Consent Calendar, continued

HB 1084—A bill to be entitled An act relating to the Florida Commercial Feed Law; amending s.580.031(4), Florida Statutes; specifying the animals to which the term "commercial feed" applies; amending section 580.051(1) (e), Florida Statutes; providing that the Commissioner by regulation may permit the use of collective terms for ingredients on commercial feed labels for poultry; providing an effective date.

—was read the second time by title. On motion by Senator Henderson, by two-thirds vote HB 1084 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Brantley	Hair	Myers	Thomas, J.
Childers, D.	Henderson	Peterson	Tobiasen
Childers, W. D.	Holloway	Poston	Trask
Deeb	Johnston	Renick	Vogt
Firestone	Lane, D.	Sayler	Ware
Gallen	Lane, J.	Scarborough	Wilson
Glisson	MacKay	Spicola	Winn
Graham	McClain	Stolzenburg	Zinkil

Nays—None

By unanimous consent Senators Sims and P. Thomas were recorded as voting yea.

SB 221 was laid on the table.

HB 2093—A bill to be entitled An act relating to alcoholic beverages; amending section 561.42(3), Florida Statutes, by providing that distributors need not report vendors if payment is made during the three-day reporting period; providing an effective date.

—was read the second time by title. On motion by Senator Henderson, by two-thirds vote HB 2093 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Brantley	Graham	McClain	Stolzenburg
Childers, D.	Hair	Myers	Thomas, J.
Deeb	Henderson	Poston	Tobiasen
Dunn	Holloway	Renick	Trask
Firestone	Johnston	Saunders	Vogt
Gallen	Lane, D.	Sayler	Ware
Glisson	Lane, J.	Scarborough	Wilson
Gordon	MacKay	Spicola	Winn

Nays—1

Peterson

By unanimous consent Senators Sims and P. Thomas were recorded as voting yea.

On motion by Senator Saunders, Rule 2.6 was waived and the Committee on Ways and Means was granted permission to meet from 5:00 until 7:00 p.m. this day to consider Senate Bills 215, 525, 1013, 1200, 1127, 1188, 1027, 637, 1001, 1006, 1055, 1059, 1142, 772, 870, 275, 179, 767, 1097, 554, 226 and CS for SB 943; House Bills 95, 172, 245, 277, 361, 469, 696, 42, 43, 970, 182 and 41.

On motion by Senator Saunders, by two-thirds vote HJR 291 was withdrawn from the Committee on Rules and Calendar and placed at the end of the consent calendar.

SB 620—A bill to be entitled An act relating to historic highways; designating a portion of McGregor Boulevard as a historic highway; providing definitions; prohibiting the use of state funds for certain physical changes at or near the desig-

nated highway; requiring approval of the Division of Archives, History, and Records Management for certain changes with regard to the highway; providing for the erection of signs; authorizing the division to erect markers and to obtain historic easements in property along the road; providing an effective date.

—was read the second time by title.

The Committee on Transportation offered the following amendments which were moved by Senator Johnston and adopted:

Amendment 1—On page 3, strike line 11 and insert: the dislocation of immediately bordering palm trees, or can be accomplished by transplanting said trees to conform with the revised intersection design.

Amendment 2—On page 4, strike lines 27-28 and insert: Section 7. This act shall take effect July 1, 1975.

Senator Johnston moved the following amendments which were adopted:

Amendment 3—On page 4, line 19, insert: "Section 5. Nothing in this act shall be construed to permit any public body or agency to take or acquire private property rights abutting said highway without just compensation to the property owner."

(Renumber the subsequent sections.)

Amendment 4—On page 3, lines 5 - 10, strike everything after the word "involved" on line 5, through the period on line 10.

Amendment 5—On page 4, line 3, strike the period and insert: and shall not include any signs existing before the effective date of this act.

On motion by Senator Johnston, by two-thirds vote SB 620 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—29

Childers, D.	Henderson	Poston	Vogt
Childers, W. D.	Holloway	Renick	Ware
Deeb	Johnston	Sims	Wilson
Firestone	Lane, D.	Spicola	Winn
Gallen	Lane, J.	Stolzenburg	Zinkil
Glisson	McClain	Thomas, J.	
Gordon	Myers	Tobiassen	
Graham	Peterson	Trask	

Nays—None

By unanimous consent Senators Brantley, Hair and MacKay were recorded as voting yea.

SB 954—A bill to be entitled An act relating to limitations of actions; amending s.95.031(1), Florida Statutes, 1974 Supplement; providing for when a cause of action accrues with respect to obligations or liabilities payable on demand or after date with no specific maturity date specified in the instrument; adding s.95.051(1)(f), Florida Statutes, 1974 Supplement; providing that part payment of the principal or interest of any obligation or liability founded on a written instrument will toll the running of the statute of limitations; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Civil offered the following amendment which was moved by Senator Johnston and adopted:

Amendment 1—On page 2, line 4, strike "a" and insert: *the first written*

On motion by Senator Johnston, by two-thirds vote SB 954 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—30

Childers, D.	Firestone	Graham	Johnston
Childers, W. D.	Gallen	Henderson	Lane, D.
Deeb	Gordon	Holloway	Lane, J.

McClain	Sayler	Thomas, J.	Wilson
Myers	Scarborough	Tobiassen	Winn
Peterson	Sims	Trask	Zinkil
Poston	Spicola	Vogt	
Renick	Stolzenburg	Ware	

Nays—None

By unanimous consent Senators Brantley, Hair and MacKay were recorded as voting yea.

On motions by Senator Vogt, by two-thirds vote SB 1098 and CS for SB 841 were withdrawn from the Committee on Ways and Means.

On motions by Senator Saunders, by two-thirds vote Senate Bills 583, 917 and 801 were withdrawn from the Committee on Ways and Means.

SB 382—A bill to be entitled An act relating to property rights; creating a Property Rights Study Commission to study property rights in relation to environmental and land use regulations and to report to the Governor and the Legislature a plan to compensate owners of land affected by such regulations; providing an effective date.

—was read the second time by title.

Senator Henderson moved the following amendments which were adopted:

Amendment 1—On page 1, line 26, strike the period and insert: to be the sole and exclusive state commission to consider such issue.

Amendment 2—On page 2, line 23, insert: new subsection (2) and renumber subsequent subsections.

(2) Conduct a comprehensive study of common laws and statutory water rights and the impact of recent water resource and land use legislation on such rights, and

On motion by Senator Henderson, by two-thirds vote SB 382 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—31

Brantley	Graham	Peterson	Tobiassen
Childers, D.	Hair	Poston	Trask
Childers, W. D.	Henderson	Renick	Vogt
Deeb	Holloway	Sayler	Ware
Dunn	Johnston	Sims	Wilson
Firestone	Lane, D.	Spicola	Winn
Gallen	Lane, J.	Stolzenburg	Zinkil
Glisson	McClain	Thomas, J.	

Nays—None

By unanimous consent Senators MacKay and P. Thomas were recorded as voting yea.

SB 513—A bill to be entitled An act relating to elections; amending ss.101.121, 101.20(2), and 101.35(2), Florida Statutes; providing that the supervisor of elections or his deputy be allowed in polling places; providing publication of a sample ballot by the board of county commissioners; providing time for instruction to members of board of elections; amending ss.101.62(1)—(3), and s.101.63, Florida Statutes; providing one absentee ballot application sufficient for the regular primaries and general elections; permitting application to be made by telephone; amending ss.101.64(1)(a), (c), 101.65(1), (2), 101.68(1), (2), Florida Statutes; conforming language and procedures and instructions; repealing s.101.65(3), Florida Statutes, which prescribes persons before whom an absentee elector must execute an affidavit; repealing s.101.66, Florida Statutes, which prescribes procedures for signing, sealing and returning absentee ballot; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Civil offered the following amendments which were moved by Senator Peterson and adopted:

Amendment 1—On page 3, line 22, after the word "made" insert: by the registered voter

Amendment 2—Strike all of lines 23 through 31 on page 7 and all of lines 1 through 16 on page 8; and insert: ~~Subscribed and sworn to before me this~~ _____ day of _____, A.D., _____

(Attesting witness) _____

(Official title) _____

(Address) _____

(City and State) _____

Notaries, USE NO SEAL (Postal Officers must apply station cancellation stamps.)

(State) _____

(County) _____

Subscribed and sworn to before me this _____ day of _____, A.D., _____

(Official Title)

My Commission Expires: _____

Before mailing or delivering such application, the supervisor shall fill in the precinct in which the voter is registered in the space provided on the envelope for this purpose.

Further consideration of SB 513 was deferred.

SB 380—A bill to be entitled An act relating to juveniles; adding s.39.11(3)(f), Florida Statutes, 1974 Supplement, empowering the court to order restitution by a delinquent child for the damage or loss caused by his offense; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Criminal offered the following amendments which were moved by Senator D. Childers and adopted:

Amendment 1—On page 1, line 21, strike *to the aggrieved party*

Amendment 2—On page 1, line 22, strike *an* following "in" and insert: *a reasonable*

Amendment 3—On page 1, line 25, strike "July 1" and insert: October 1

On motion by Senator D. Childers, by two-thirds vote SB 380 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—33

Brantley	Graham	Peterson	Trask
Childers, D.	Hair	Poston	Vogt
Childers, W. D.	Holloway	Renick	Ware
Deeb	Johnston	Sayler	Wilson
Dunn	Lane, D.	Sims	Winn
Firestone	Lane, J.	Spicola	Zinkil
Gallen	MacKay	Stolzenburg	
Glisson	McClain	Thomas, J.	
Gordon	Myers	Tobiassen	

Nays—None

By unanimous consent Senator P. Thomas was recorded as voting yea.

SB 370—A bill to be entitled An act relating to juveniles; amending s.39.11(8), Florida Statutes, 1974 Supplement, and adding a new subsection to said section; authorizing court to order parents or legal guardian of a child adjudicated dependent or delinquent or in need of supervision to participate in child's rehabilitation program; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Criminal offered the following amendment which was moved by Senator D. Childers and adopted:

Amendment 1—On page 1, line 29, strike "July" and insert: October

On motion by Senator D. Childers, by two-thirds vote SB 370 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—32

Brantley	Graham	Myers	Thomas, J.
Childers, D.	Hair	Peterson	Tobiassen
Childers, W. D.	Holloway	Poston	Trask
Deeb	Johnston	Renick	Vogt
Dunn	Lane, D.	Sayler	Ware
Firestone	Lane, J.	Sims	Wilson
Gallen	MacKay	Spicola	Winn
Glisson	McClain	Stolzenburg	Zinkil

Nays—None

By unanimous consent Senator P. Thomas was recorded as voting yea.

The hour of adjournment having arrived, a point of order was called and the Senate recessed at 12:02 p.m. to reconvene at 2:00 p.m.

AFTERNOON SESSION

The Senate was called to order by the President at 2:00 p.m. A quorum present—37:

Mr. President	Graham	Peterson	Tobiassen
Brantley	Hair	Poston	Trask
Childers, D.	Henderson	Renick	Vogt
Childers, W. D.	Holloway	Sayler	Ware
Deeb	Johnston	Scarborough	Wilson
Dunn	Lane, D.	Sims	Winn
Firestone	Lane, J.	Spicola	Zinkil
Gallen	MacKay	Stolzenburg	
Glisson	McClain	Thomas, J.	
Gordon	Myers	Thomas, P.	

The President welcomed members of the Bay High School Concert Choir and their director, Richard Snyder. The choir sang several selections for the Senate.

On motion by Senator Brantley the rules were waived and the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Dempsey J. Barron, President May 28, 1975

I am directed to inform the Senate that the House of Representatives has adopted HCR 2320 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Hutto—

HCR 2320—A concurrent resolution recognizing the Bay County High School Choir.

—was read the first time in full. On motion by Senator Brantley, by two-thirds vote HCR 2320 was read the second time by title, adopted and certified to the House. The vote on passage was:

Yeas—32

Mr. President	Gordon	Poston	Thomas, P.
Childers, D.	Graham	Renick	Tobiassen
Childers, W. D.	Hair	Sayler	Trask
Deeb	Holloway	Scarborough	Vogt
Dunn	Johnston	Sims	Ware
Firestone	Lane, J.	Spicola	Wilson
Gallen	Myers	Stolzenburg	Winn
Glisson	Peterson	Thomas, J.	Zinkil

Nays—None

The Honorable Dempsey J. Barron, President

May 27, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended CS for HB 1201 and requests the concurrence of the Senate.

Allen Morris, Clerk

Johnston
Lane, D.
Lane, J.
Myers
Peterson

Poston
Renick
Sayler
Scarborough
Spicola

Stolzenburg
Thomas, J.
Thomas, P.
Trask
Ware

Winn
Zinkil

Nays—None

By the Committee on Community Affairs and Representative Moffitt—

CS for HB 1201—A bill to be entitled An act relating to bond financing; amending s.159.26, Florida Statutes, encouraging the issuance of revenue bonds, as authorized by Section 10(c) of Article VII of the State Constitution, by local agencies to facilitate the financing of certain pollution control facilities or devices for the furnishing of water or sewerage or solid waste disposal; amending s.159.27(5), Florida Statutes, redefining the term "project" to include pollution control facilities; creating s.159.285, Florida Statutes, providing additional powers to counties to issue certain revenue bonds, to allow certain building sites to be outside the county's boundaries, and providing additional criteria and requirements for local agencies issuing such revenue bonds; providing an effective date.

—was read the first time by title and on motion by Senator J. Thomas the rules were waived and CS for HB 1201 was placed on the Calendar.

On motion by Senator Firestone, by two-thirds vote SB 1156 was withdrawn from the Committee on Judiciary-Civil and indefinitely postponed.

Consent Calendar, continued

The President Pro Tempore presiding

SB 115—A bill to be entitled An act relating to motor vehicle registration license plates; amending s.320.06(1)(a), (4), (5)(a), Florida Statutes, 1974 Supplement, to change the period for which reflectorized metal plates are issued from 3 to 5 years; providing for the issuance of annual revalidation stickers for the 4 interim years; extending the revalidation period for existing 3-year plates; repealing s.320.06(8), Florida Statutes, 1974 Supplement, to delete an obsolete provision relating to prepayment for manufacture of license plates; providing an effective date.

—was read the second time by title.

The Committee on Transportation offered the following amendments which were moved by Senator Stolzenburg and adopted:

Amendment 1—On page 1, strike lines 30 and 31 and insert: *4-year 3-year* periods beginning July 1, 1978 ~~1974~~, and each consecutive *fourth* ~~third~~ year thereafter. During the 3 2

Amendment 2—On page 2, strike lines 4—6 and insert: *issued beginning July 1, 1974 is hereby extended to 4 years, and the department shall issue annual revalidation stickers for attachment to such plates for 3 successive annual*

Amendment 3—On page 2, line 15, strike "4" and insert: 3

Amendment 4—On page 2, line 26, strike "four" and insert: three

Amendment 5—On page 1, strike lines 8—10 and insert: *plates are issued from 3 to 4 years; providing for the issuance of annual revalidation stickers for the 3 interim years; extending the*

On motion by Senator Stolzenburg, by two-thirds vote SB 115 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—29

Brantley	Deeb	Gallen	Graham
Childers, D.	Dunn	Glisson	Hair
Childers, W. D.	Firestone	Gordon	Holloway

SB 42 was taken up, together with:

By the Committee on Transportation and Senator Stolzenburg—

CS for SB 42—A bill to be entitled An act relating to motor vehicle licenses; amending s.320.06(2)(e), Florida Statutes, and adding paragraph (f); providing for refunding the difference in registration license taxes if the replacement motor vehicle, trailer or semitrailer is of a lesser weight or length; providing for surrender of license plate in exchange for refund; amending s.320.15, Florida Statutes, providing for refund of registration fee for vehicle or mobile home, sold, traded, transferred or otherwise disposed of; refunds of \$3 or less shall not be issued; repealing s.320.06(2)(f), Florida Statutes, which prohibits such refund; providing an effective date.

—which was read the first time by title and SB 42 was laid on the table.

On motions by Senator Stolzenburg, by two-thirds vote CS for SB 42 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Brantley	Gordon	Myers	Stolzenburg
Childers, D.	Graham	Peterson	Thomas, J.
Childers, W. D.	Hair	Poston	Thomas, P.
Deeb	Holloway	Renick	Trask
Dunn	Johnston	Sayler	Ware
Firestone	Lane, D.	Scarborough	Winn
Gallen	Lane, J.	Sims	Zinkil
Glisson	MacKay	Spicola	

Nays—None

By unanimous consent Senator Tobiassen was recorded as voting yea.

On motions by Senator Myers, by two-thirds vote House Bills 1290 and 1291, Senate Bills 1303 and 872 were withdrawn from the Committee on Governmental Operations.

SB 627 was taken up, together with, by the Committee on Commerce, CS for SB 627 which was read the first time by title and SB 627 was laid on the table.

On motion by Senator J. Thomas—

CS for HB 1201—A bill to be entitled An act relating to bond financing; amending s.159.26, Florida Statutes, encouraging the issuance of revenue bonds, as authorized by Section 10(c) of Article VII of the State Constitution, by local agencies to facilitate the financing of certain pollution control facilities or devices for the furnishing of water or sewerage or solid waste disposal; amending s.159.27(5), Florida Statutes, redefining the term "project" to include pollution control facilities; creating s.159.285, Florida Statutes, providing additional powers to counties to issue certain revenue bonds, to allow certain building sites to be outside the county's boundaries, and providing additional criteria and requirements for local agencies issuing such revenue bonds; providing an effective date.

—a companion measure to CS for SB 627 was substituted therefor. On motions by Senator J. Thomas, by two-thirds vote CS for HB 1201 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Brantley	Graham	Peterson	Thomas, J.
Childers, D.	Hair	Poston	Thomas, P.
Childers, W. D.	Henderson	Renick	Tobiassen
Deeb	Holloway	Sayler	Trask
Firestone	Johnston	Scarborough	Vogt
Gallen	Lane, D.	Sims	Winn
Glisson	Lane, J.	Spicola	
Gordon	Myers	Stolzenburg	

Nays—None

SB 722—A bill to be entitled An act relating to horseracing; adding s.550.41(7), Florida Statutes, 1974 Supplement; authorizing the Board of Business Regulation to grant one additional day of racing during the summer thoroughbred racing period in which all profits are to be allocated and paid to the Juvenile Diabetes Research Foundation; providing an effective date.

—was read the second time by title. On motion by Senator J. Thomas, by two-thirds vote SB 722 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Brantley	Hair	Peterson	Thomas, P.
Childers, D.	Henderson	Poston	Tobiassen
Childers, W. D.	Holloway	Renick	Trask
Deeb	Johnston	Sayler	Vogt
Firestone	Lane, D.	Scarborough	Ware
Gallen	Lane, J.	Sims	Winn
Glisson	MacKay	Spicola	
Gordon	McClain	Stolzenburg	
Graham	Myers	Thomas, J.	

Nays—None

The President presiding

SB 1183 was taken up and on motion by Senator D. Lane—

HB 494—A bill to be entitled An act relating to certain practitioners required to register with the department of health and rehabilitative services, division of health, repealing section 381.401, Florida Statutes, 1971; providing for an effective date.

—a companion measure was substituted therefor and read the second time by title. On motion by Senator D. Lane, by two-thirds vote HB 494 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Gordon	McClain	Stolzenburg
Brantley	Graham	Myers	Thomas, J.
Childers, D.	Hair	Peterson	Thomas, P.
Childers, W. D.	Henderson	Poston	Tobiassen
Deeb	Holloway	Renick	Trask
Dunn	Johnston	Sayler	Vogt
Firestone	Lane, D.	Scarborough	Ware
Gallen	Lane, J.	Sims	Winn
Glisson	MacKay	Spicola	Zinkil

Nays—None

SB 451—A bill to be entitled An act relating to the Optometric Practice Act; amending section 463.01, Florida Statutes, defining certain acts not authorized by the practice of optometry; providing an effective date.

—was read the second time by title.

The Committee on Health and Rehabilitative Services offered the following amendment which was moved by Senator D. Lane:

Amendment 1—Strike all of the language on page 1, lines 26 through 31 and page 2, lines 1 through 4 ending with

“errors.” and insert the following language and renumber subsequent sections: eyes and their appendages.

Section 2. There is hereby created a study commission to study the use of drugs by optometrists. The commission shall conduct an interim study of the use of drugs by optometrists and report its findings and recommendations to the 1976 legislative session. The commission shall consist of two members of the House of Representatives, appointed by the Speaker of the House of Representatives; two members of the Senate, appointed by the President of the Senate; two optometrists, appointed by the Board of Optometry; and two ophthalmologists, appointed by the Board of Medical Examiners. The expenses of the study commission shall be paid from funds appropriated to the two boards.

Senator D. Lane moved the following amendment to Amendment 1 which was adopted:

Amendment 1A—On page 1, line 2, insert after the (.) period: An optometrist is one who practices optometry in accordance with the provisions of this chapter.

Amendment 1 as amended was adopted.

The Committee on Health and Rehabilitative Services offered the following amendment which was moved by Senator D. Lane and adopted:

Amendment 2—On page 1, strike all of lines 4 through 8 and insert: creating a commission to study the use of drugs by optometrists; providing for a report, membership of the commission; providing an effective date.

On motion by Senator D. Lane, by two-thirds vote SB 451 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—34

Mr. President	Gordon	Peterson	Thomas, P.
Brantley	Graham	Poston	Tobiassen
Childers, D.	Hair	Renick	Trask
Childers, W. D.	Holloway	Sayler	Vogt
Deeb	Lane, D.	Scarborough	Ware
Dunn	Lane, J.	Sims	Winn
Firestone	MacKay	Spicola	Zinkil
Gallen	McClain	Stolzenburg	
Glisson	Myers	Thomas, J.	

Nays—2

Johnston Wilson

SB 80—A bill to be entitled An act relating to the mechanics' lien law; amending s.713.06(3)(a), Florida Statutes; providing that payments on a direct contract are improper when the description in a notice of commencement is erroneous; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Civil offered the following amendment which was moved by Senator Zinkil and adopted:

Amendment 1—On page 1, line 26, strike the comma and insert: to that lienor

On motion by Senator Zinkil, by two-thirds vote SB 80 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—35

Mr. President	Glisson	Lane, D.	Renick
Brantley	Gordon	Lane, J.	Sayler
Childers, D.	Graham	MacKay	Scarborough
Childers, W. D.	Hair	McClain	Sims
Deeb	Henderson	Myers	Spicola
Dunn	Holloway	Peterson	Stolzenburg
Firestone	Johnston	Poston	Thomas, J.

Thomas, P. Tobiassen	Vogt Ware	Wilson Winn	Zinkil
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Nays—None

By unanimous consent Senator Trask was recorded as voting yea.

CS for HB 1102—A bill to be entitled An act relating to child abuse; amending s.827.07(11), Florida Statutes, 1974 Supplement; providing personal liability for any person who discloses information related to child abuse records; allowing damages for any person aggrieved or injured by such disclosure; providing an effective date.

—was read the second time by title. On motion by Senator Zinkil, by two-thirds vote CS for HB 1102 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Hair	Peterson	Thomas, J.
Brantley	Henderson	Plante	Thomas, P.
Childers, D.	Holloway	Poston	Tobiassen
Childers, W. D.	Johnston	Renick	Trask
Deeb	Lane, D.	Sayler	Vogt
Dunn	Lane, J.	Scarborough	Ware
Firestone	MacKay	Sims	Wilson
Glisson	McClain	Spicola	Winn
Graham	Myers	Stolzenburg	Zinkil

Nays—None

Senator Hair presiding

SB 568—A bill to be entitled An act relating to the Big Cypress Conservation Act of 1973; amending s.380.055(5)(c), Florida Statutes; changing nomenclature; limiting conveyance of land in the Big Cypress Area by the state to the Federal Government to insure that the state and Federal Government contribute equally in acquiring the Big Cypress Area; providing an effective date.

—was read the second time by title. On motion by Senator Graham, by two-thirds vote SB 568 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Brantley	Henderson	Poston	Trask
Childers, D.	Holloway	Renick	Vogt
Childers, W. D.	Johnston	Sayler	Ware
Dunn	Lane, D.	Sims	Wilson
Firestone	Lane, J.	Spicola	Winn
Glisson	MacKay	Stolzenburg	Zinkil
Gordon	McClain	Thomas, J.	
Graham	Myers	Thomas, P.	
Hair	Peterson	Tobiassen	

Nays—None

On motion by Senator W. D. Childers, the rules were waived and the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Dempsey J. Barron, President May 26, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended—

CS for HB's 167 & 197 HB 2071

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Judiciary and Representative Becker and others—

CS for HB's 167 and 197—A bill to be entitled An act relating to condominiums and cooperative apartments; amending s.711.67, Florida Statutes, 1974 Supplement, requiring a developer to deposit all payments received from the buyer for a condominium or cooperative parcel in an escrow account for the buyer under certain conditions; providing that funds in the amount of 5 percent of the construction price be maintained in escrow until expiration of 6 months after closing; providing that, in lieu of an escrow account, such payments may be held in a special account by the developer; authorizing the developer to withdraw funds from such special account, to be used for certain purposes only; requiring that a certain legend be printed in bold-faced type larger than the largest type used in the text of the contract; requiring developers, prior to withdrawing funds from the special account, to deliver to the buyer a bond in an amount equal to the amount to be withdrawn; deleting limitation on the vesting in the buyer of certain lien rights; deleting the requirement that a developer must intend to defraud a prospective buyer for the developer to be guilty of embezzlement in certain cases; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By the Committee on Commerce and Representative Harrington—

HB 2071—A bill to be entitled An act relating to workmen's compensation; amending ss.440.11(1), 440.13(1) and (2), 440.152(1), 440.17, 440.28, 440.32, 440.33, 440.34(1) and (3), 440.41(2) and (3), 440.42(2) and (3), 440.47, 440.54, and 440.56(1), (2), and (8)(a)1., Florida Statutes, and ss.440.02 (8)(a) and (12), 440.05, 440.09(3), 440.15(2), (3)(t), (6), (7), and (10)(a), 440.16(2)(b), (3), (4), (5), and (8), 440.20(2), (5), (8)(a), (9), and (10), 440.25(1), (3), (4)(b) and (d), and (6), 440.29, 440.30, 440.44(2), (3)(a), (4), and (6), and adding a subsection, 440.45(1) and (2), and 440.49(1), (2), (3), and (4)(b)3., (f)3., (g), (h)2., and (i), and 440.51(1), Florida Statutes, 1974 Supplement; clarifying that judges of industrial claims, rather than the Division of Labor, have certain authority and make certain determinations with regard to various aspects of workmen's compensation, including provisions relating to wages, promulgation of rules, medical treatment, compensation, appointment of guardians, hearings, investigations, physical examinations, autopsies, issuance and modification of orders, the taking of depositions, assessment of costs, approval of attorney's fees, adjudication of controversy between insurance carriers, rehabilitation, reimbursement of employers, and the child labor law; modifying certain notice requirements relating to exemption, and waiver of exemption, from the chapter; providing no compensation or reduced compensation when employee was under influence of certain drugs or stimulants, or willfully refused to observe a division safety rule, at time of injury; modifying gender references; disallowing comparative negligence as a defense in certain cases; including, in temporary total disability, loss of arm, leg, hand, or foot, or use thereof, due to damage to the nervous system; providing that with respect to the Special Disability Trust Fund certain computations with respect to insurers' premiums are to be based upon a net premium rather than a gross premium figure; providing that certain expenses of administering the Workmen's Compensation Law shall be based upon the computation of a figure derived from net premiums rather than gross premiums; limiting reduction of certain injured workers' benefits; authorizing the division to make a continuous study of occupational diseases; changing "wife," "widow," and "widower" to "spouse" and "surviving spouse" in certain cases; extending age limit on receipt of death benefits for dependent children who are full-time students; authorizing division to investigate cases where payments are made without award; authorizing division or judge of industrial claims to order payment of award from certain deposits; providing that lump sum payments shall be made according to rules of Industrial Relations Commission, as adopted by Supreme Court; providing for service of notice by regular mail; providing that orders of commission relating to application for review shall be filed in commission office rather than division office; removing requirement that fixed portions of salaries of commission members and division director be paid from certain trust funds; providing that powers and duties of chief of Bureau of Workmen's Compensation shall not limit authority of division; removing provision authorizing division to prescribe powers and duties of judges of industrial claims; removing a limitation on certain

business and political activities of commission members and division employees; authorizing division to adopt a seal; requiring division to conduct administrative hearings in a certain manner; removing requirement that there be a judge of industrial claims for each judicial circuit; providing that, prior to reappointment, conduct of a judge of industrial claims shall be reviewed by the Judicial Nominating Commission in the appellate district in which such judge principally conducts hearings; providing for travel expenses of judges of industrial claims and commission members; providing that expenditures for rehabilitation shall be made in accordance with division rules; amending definition of "excess permanent disability" to include death benefits; providing hearing procedures in cases involving the Special Disability Trust Fund; providing powers of division relating to promulgation of safety rules and conducting of safety program; providing civil penalties for violation of a rule, order, or standard promulgated by the division; providing for hearings relating thereto; creating s.440.185, Florida Statutes, requiring employees to report injury to employers within 30 days; providing exceptions; requiring notification of division by employer and insurance carrier; providing civil penalties; repealing ss.440.18 and 440.36, Florida Statutes, as amended, relating to notice of injury or death and filing of reports relating thereto; repealing s.440.56(3), (4), (6), and (8)(a)2, and 3, and (b), as amended, relating to safety rules promulgated by the commission and procedures relating thereto; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

The Honorable Dempsey J. Barron, President May 26, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended—

HB 1395 HB 1923

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representatives Crabtree and Forbes—

HB 1395—A bill to be entitled An act relating to corporations; providing a new general corporation law in its entirety; repealing chapter 608, Florida Statutes, as amended, relating to corporations generally and close corporations; repealing chapter 613, Florida Statutes, relating to foreign corporations; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By the Committee on Commerce—

HB 1923—A bill to be entitled An act relating to consumer interest rates; creating a commission to study consumer interest rates; relating to bank loans; amending s.659.18(1) and (2)(f) 1., Florida Statutes, to increase the amount of monies which may be loaned subject to that section from \$5,000 to \$10,000 and to increase the interest rate available thereunder from 6% to 8% per annum; providing for the application of said section to interest rates stated and computed as simple interest; relating to interest rebates; and creating a new s.659.182, Florida Statutes, to allow banks to make direct loans to finance the purchase of motor vehicles, goods, services and home improvements on the same terms as similar extensions of credit could be made by the sellers of such motor vehicles, goods, services and home improvements; providing an effective and an expiration date.

—was read the first time by title and referred to the Committee on Commerce.

The Honorable Dempsey J. Barron, President May 26, 1975

I am directed to inform the Senate that the House of Representatives has passed—

HB 1921 HB 859 CS for HB 1050
CS for HB's 511 & 618

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Commerce—

HB 1921—A bill to be entitled An act relating to home improvement and mobile home loans financing by savings and loan associations; amending s.665.381(4), and (5), Florida Statutes, 1974 Supplement, authorizing the interest or finance charges therein at a rate up to but not exceeding that authorized in s.520.78 and s.520.08, Florida Statutes, respectively, for such loans; providing an effective and an expiration date.

—was read the first time by title and referred to the Committee on Commerce.

By Representatives Forbes and Steinberg—

HB 859—A bill to be entitled An act relating to insurance; repealing ss.624.503 and 624.508(3), Florida Statutes; eliminating reduction of license tax for a partial year certificate of authority; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By the Committee on Commerce and Representatives Lockward and McDonald—

CS for HB 1050—A bill to be entitled An act relating to insurance; amending s.627.458(1), Florida Statutes, to change the maximum policy loan rate from 6% to 8%; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By the Committee on Commerce and Representatives Steinberg and Forbes—

CS for HB's 511 and 618—A bill to be entitled An act relating to insurance; amending sections 626.951 through 626.964, Florida Statutes, to revise part VII of chapter 626, Florida Statutes, relating to unfair trade practices; providing definitions; prohibiting misrepresentations and false advertising of insurance policies; prohibiting false information and false advertising generally as well as defamatory material and filing of false financial statements and entries; prohibiting agreements aimed at boycott, coercion, and intimidation; prohibiting issuance or delivery of stock as an inducement for insurance; prohibiting certain kinds of unfair discrimination in trade matters; prohibiting certain rebates with regard to insurance contracts; prohibiting certain defined unfair claim settlement practices; prohibiting the failure of an insurance company to maintain certain complaint handling procedures; prohibiting the refusal of certain risks; prohibiting misrepresentation in insurance contracts; prohibiting certain misleading representations and comparisons; permitting certain advertising gifts; prohibiting free insurance; prohibiting excess or reduced premium charges or increasing premium during policy term; providing for statement of insurance costs included in an overall purchase price or financing; prohibiting certain insurance transactions through credit card facilities; prohibiting certain interlocking ownership and management; prohibiting certain arrangements with regard to funerals and funeral directors; prohibiting false claims; requiring written proposals for investment plans; prohibiting certain activities with regard to insolvent insurers; prohibiting coercion of persons borrowing money to purchase specific insurance policies; providing that the department of insurance may charge any person with unfair trade practices whether defined by this act or not; providing procedures for hearings under this act; providing for powers of the department with respect to unfair trade practices; providing for judicial review of certain actions brought under the act; providing penalties; providing standards to be followed by the department of insurance; repealing sections 626.965-626.972, Florida Statutes, as amended, and sections 626.974-626.987, Florida Statutes, relating to trade practices and frauds, to conform to this act; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

The Honorable Dempsey J. Barron, President May 26, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended CS for CS for HB's 301 and 509 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Commerce and Representative Steinberg and others—

CS for CS for HB's 301 and 509—A bill to be entitled An act relating to usury; amending ss.687.02, 687.03, Florida Statutes, 1974 Supplement, 687.031, 687.071(7), Florida Statutes, and 687.11(4), Florida Statutes, 1974 Supplement, relating to usurious interest rates; providing that no contract, other than a mortgage on residential real property, to pay interest on any loan, advance of money, forbearance to collect debt, or any contract whatever which equals or exceeds \$250,000 in amount or value is usurious; exempting FHA and VA loans from the provisions of chapter 687, Florida Statutes, relating to interest and usury; deleting \$500,000 in s.687.03, Florida Statutes, and substituting \$250,000 for the purpose of explaining when a loan shall be deemed to equal or exceed \$250,000; defining mortgages on residential real property; providing that ss.687.02 and 687.03, Florida Statutes, 1974 Supplement, shall not be construed to repeal, modify or limit s.687.071, Florida Statutes; providing that nothing in chapter 687, Florida Statutes, shall override public law 93-501; providing that certain language in subsections (2) and (3) of s.687.071, Florida Statutes, shall not be construed to refer to s.687.11, Florida Statutes, when the civil penalty for violation of s.687.071, Florida Statutes, is being applied; relating to individuals secondarily liable on corporate obligations and the collection of interest; creating s.687.12, Florida Statutes, providing for prospective application only; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

The Honorable Dempsey J. Barron, President May 26, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended HB 2124 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Commerce and Representative Harrington—

HB 2124—A bill to be entitled An act relating to manpower; amending s.13.998, Florida Statutes, 1974 Supplement, to retitle the State Manpower Services Council Act as the State Manpower Planning Act; amending s.13.9981(5)-(8), Florida Statutes, 1974 Supplement, and adding new subsections, to provide definitions; amending s.13.9982(2)(j), Florida Statutes, 1974 Supplement, to increase the membership of the State Manpower Services Council; repealing s.13.9984(7)-(10), Florida Statutes, 1974 Supplement, amending and redesignating subsections (1)-(6) of said section, and creating new subsections, to specify the duties of the State Manpower Services Council; creating s.13.9988, Florida Statutes, establishing the Balance of the State Prime Sponsor Advisory Council and Balance of the State Prime Sponsor District Advisory Boards and providing for the membership and duties thereof; creating s.13.9989, Florida Statutes, establishing an Office of Manpower Planning for the administration of specified programs and councils under the State Manpower Planning Act; providing for a director of the office and for his powers and duties; transferring the State Manpower Services Council to the Department of Community Affairs; repealing s.13.9983, Florida Statutes, 1974 Supplement, which provides for administration of the State Manpower Services Council; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

The Honorable Dempsey J. Barron, President May 27, 1975

I am directed to inform the Senate that the House of Representatives has passed HB 2006 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Finance & Taxation and Representative Ogden and others—

HB 2006—A bill to be entitled An act relating to local ad valorem tax collection and administration; amending s.196.295,

Florida Statutes, 1974 Supplement, relating to property transferred to exempt governmental unit, to require proration of taxes to date of taking of property by any means except condemnation; repealing s.197.036, Florida Statutes, relating to delinquent taxes levied on real property if county holds a certificate against the property; amending s.197.116(2), Florida Statutes, relating to sale of tax certificates, providing for maximum interest rate of 18 percent per year and for bids in even increments and in fractional interest rate bids of one-quarter of one percent only; creating a new s.197.214, Florida Statutes, providing tax collectors with power to collect special assessment liens in the same manner as ad valorem taxes; amending s.193.102(2), Florida Statutes, relating to extension of taxes on lands held by the county, providing that taxes shall be extended on such lands; amending s.197.181, Florida Statutes, relating to disposition of proceeds of sale of tax certificates, providing that interest earnings shall be distributed among each taxing unit; providing an effective date.

—was read the first time by title and referred to the Committee on Rules and Calendar.

On motion by Senator Peterson, by two-thirds vote HB 2006 was withdrawn from the Committee on Rules and Calendar and placed on the calendar.

Consent calendar, continued

SB 561—A bill to be entitled An act relating to audits of accounts and records of governmental units; amending s.11.45 (1)(e), (3)(a), Florida Statutes; providing for performance audits and post-audits of the accounts and financial records of certain governmental units by an independent certified public accountant paid from their public funds; changing nomenclature to conform to the State Constitution; providing an effective date.

—was read the second time by title. On motion by Senator Graham, by two-thirds vote SB 561 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Brantley	Henderson	Poston	Vogt
Childers, D.	Holloway	Renick	Ware
Childers, W. D.	Lane, D.	Spicola	Wilson
Dunn	Lane, J.	Stolzenburg	Winn
Firestone	MacKay	Thomas, J.	Zink
Glisson	McClain	Thomas, P.	
Graham	Myers	Tobiassen	
Hair	Peterson	Trask	

Nays—1

Johnston

By unanimous consent Senator Sims was recorded as voting yea.

On motions by Senator W. D. Childers, by two-thirds vote House Bills 549, 1921, 1923, 2071, 2124, CS for HB's 301 and 509, CS for HB's 511 and 618, CS for HB 1050 were withdrawn from the Committee on Commerce and placed on the calendar.

SB 1069 was taken up and on motion by Senator Peterson—

HB 2006—A bill to be entitled An act relating to local ad valorem tax collection and administration; amending s.196.295, Florida Statutes, 1974 Supplement, relating to property transferred to exempt governmental unit, to require proration of taxes to date of taking of property by any means except condemnation; repealing s.197.036, Florida Statutes, relating to delinquent taxes levied on real property if county holds a certificate against the property; amending s.197.116(2), Florida Statutes, relating to sale of tax certificates, providing for maximum interest rate of 18 percent per year and for bids in even increments and in fractional interest rate bids of one-quarter of one percent only; creating a new s.197.214, Florida Statutes, providing tax collectors with power to collect special

assessment liens in the same manner as ad valorem taxes; amending s.193.102(2), Florida Statutes, relating to extension of taxes on lands held by the county, providing that taxes shall be extended on such lands; amending s.197.181, Florida Statutes, relating to disposition of proceeds of sale of tax certificates, providing that interest earnings shall be distributed among each taxing unit; providing an effective date.

—a companion measure was substituted therefor. On motions by Senator Peterson, by two-thirds vote HB 2006 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Brantley	Holloway	Poston	Tobiasen
Childers, D.	Johnston	Renick	Trask
Dunn	Lane, D.	Sayler	Vogt
Firestone	Lane, J.	Sims	Ware
Glisson	MacKay	Spicola	Wilson
Gordon	McClain	Stolzenburg	Winn
Hair	Myers	Thomas, J.	Zinkil
Henderson	Peterson	Thomas, P.	

Nays—1

Deeb

By unanimous consent Senators W. D. Childers and Graham were recorded as voting yea.

Senator Scarborough presiding.

SB 1107—A bill to be entitled An act relating to the beverage law; adding s.565.02(7), Florida Statutes, 1974 Supplement; allowing boards of county commissioners to obtain liquor licenses for county-owned and county-operated facilities which are used for the production and presentation of cultural events; providing an effective date.

—was read the second time by title. On motion by Senator Winn, by two-thirds vote SB 1107 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Brantley	Holloway	Renick	Trask
Childers, D.	Johnston	Sayler	Vogt
Deeb	Lane, D.	Scarborough	Ware
Dunn	Lane, J.	Spicola	Wilson
Firestone	MacKay	Stolzenburg	Winn
Glisson	McClain	Thomas, J.	Zinkil
Hair	Myers	Thomas, P.	
Henderson	Poston	Tobiasen	

Nays—2

Peterson Sims

By unanimous consent Senators Graham and W. D. Childers were recorded as voting yea and Senator Glisson changed his vote from yea to nay.

SB 567—A bill to be entitled An act relating to health care facilities; requiring hospitals and nursing homes to establish minimum standards for acceptance of clinical laboratory test results and diagnostic x-rays; providing an effective date.

Senator Lane moved the following amendment which was adopted:

Amendment 1—On page 1, lines 20-23, strike “a demonstration of satisfactory performance in a continuing proficiency program acceptable to the Department of Health and Rehabilitative Services.” and insert: standards and procedures comparable to licensure requirements which assure the quality and accuracy of the clinical laboratory test as determined by the Department of Health and Rehabilitative Services and which are subject to the approval of the hospital medical staff and the Board of the Trustees of the hospital,

On motion by Senator Myers, by two-thirds vote SB 567 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—32

Childers, D.	Holloway	Poston	Thomas, P.
Childers, W. D.	Johnston	Renick	Tobiasen
Dunn	Lane, D.	Sayler	Trask
Firestone	Lane, J.	Scarborough	Vogt
Glisson	MacKay	Sims	Ware
Gordon	McClain	Spicola	Wilson
Hair	Myers	Stolzenburg	Winn
Henderson	Peterson	Thomas, J.	Zinkil

Nays—None

By unanimous consent Senator Graham was recorded as voting yea.

SB 556—A bill to be entitled An act relating to health care facilities and providers; requiring itemized patient billing by hospitals and nursing homes; prescribing form and content of bills; prohibiting third party charges on patient bills; providing an effective date.

—was read the second time by title.

The Committee on Health and Rehabilitative Services offered the following amendment which was moved by Senator D. Lane and adopted:

Amendment 1—On page 2, line 13, strike the period and insert: , however, the physician, dentist, hospital, or nursing home is entitled to fair compensation for all professional services rendered.

Senator Lane moved the following amendments which were adopted:

Amendment 2—On page 2, line 6, strike “clinical service or medical”

Amendment 3—On page 1, line 21, strike “, physician, or other person” and strike the comma after “hospital” on line 20 and insert: the word “or” after “hospital” on line 20

On motion by Senator Myers, by two-thirds vote SB 556 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—26

Childers, D.	Henderson	Renick	Trask
Childers, W. D.	Holloway	Sayler	Vogt
Dunn	Johnston	Scarborough	Ware
Firestone	MacKay	Sims	Wilson
Glisson	McClain	Stolzenburg	Winn
Graham	Myers	Thomas, P.	
Hair	Poston	Tobiasen	

Nays—4

Lane, D. Lane, J. Peterson Thomas, J.

By unanimous consent Senator Spicola was recorded as voting nay.

SB 878—A bill to be entitled An act relating to public printing; creating s.283.28, Florida Statutes; requiring state agencies distributing printed material to purge their mailing lists annually; providing procedure; providing an effective date.

—was read the second time by title. On motion by Senator Firestone, by two-thirds vote SB 878 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Childers, D.	Glisson	Henderson	Lane, J.
Childers, W. D.	Gordon	Holloway	MacKay
Dunn	Graham	Johnston	McClain
Firestone	Hair	Lane, D.	Myers

Peterson	Scarborough	Thomas, P.	Ware
Poston	Sims	Tobiassen	Wilson
Renick	Stolzenburg	Trask	Winn
Saylor	Thomas, J.	Vogt	Zinkil

Nays—None

By unanimous consent Senator Spicola was recorded as voting yea.

SB 950—A bill to be entitled An act relating to building construction standards; amending s.553.47(4), Florida Statutes, 1974 Supplement, deleting provision which exempts certain buildings, such as hotels and motels, from being required to provide more than 10 percent of certain accessibility features for the handicapped; amending s.553.48(2) and (3)(e), Florida Statutes, 1974 Supplement, exempting duplexes from provisions which require certain accessibility features, for the handicapped, in all new buildings; reducing a space requirement for toilet rooms within living units, for purposes of exemption from certain accessibility requirements for new buildings; amending s.553.73(1) and (2), Florida Statutes, 1974 Supplement, requiring the inclusion of the provisions of part V of chapter 553, Florida Statutes, relating to accessibility by the handicapped, in local interim building codes, and in the Interim State Building Code, by October 1, 1975; amending s.553.77(1)(e), Florida Statutes, 1974 Supplement, including the administration and enforcement of the provisions of part V of chapter 553, Florida Statutes, within the rules to be adopted by the Board of Building Codes and Standards that shall comprise the State Minimum Building Codes; providing an effective date.

—was read the second time by title. On motion by Senator Firestone, by two-thirds vote SB 950 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Brantley	Hair	Myers	Thomas, J.
Childers, D.	Henderson	Peterson	Thomas, P.
Childers, W. D.	Holloway	Poston	Tobiassen
Deeb	Johnston	Saylor	Trask
Dunn	Lane, D.	Scarborough	Vogt
Firestone	Lane, J.	Sims	Ware
Glisson	MacKay	Spicola	Wilson
Graham	McClain	Stolzenburg	Winn

Nays—None

By unanimous consent Senator Renick was recorded as voting yea.

On motion by Senator Sims, consideration of CS for HB 1924 was deferred and the bill was placed at the end of the consent calendar.

On motion by Senator P. Thomas, without objection, SB 398 was placed at the end of the consent calendar.

Consideration of SB 705 was deferred.

SB 937—A bill to be entitled An act relating to real estate license laws; amending s.475.17(4), Florida Statutes, 1974 Supplement; providing that courses taken at certain accredited or approved schools may satisfy certain real estate registration requirements; providing an effective date.

—was read the second time by title. On motion by Senator Poston, by two-thirds vote SB 937 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Brantley	Dunn	Gordon	Henderson
Childers, D.	Firestone	Graham	Holloway
Childers, W. D.	Glisson	Hair	Johnston

Lane, J.	Poston	Thomas, J.	Ware
MacKay	Renick	Thomas, P.	Wilson
McClain	Scarborough	Tobiassen	Winn
Myers	Sims	Trask	Zinkil
Peterson	Stolzenburg	Vogt	

Nays—None

By unanimous consent Senators Spicola and D. Lane were recorded as voting yea.

Consideration of SB 1308 was deferred.

SB 126—A bill to be entitled An act relating to motor vehicle license plates; amending s.320.0805(1), (2)(a), (7), (8)(a), Florida Statutes, 1974 Supplement; providing for issuance of personalized prestige license plates for motorcycles; providing an effective date.

—was read the second time by title. On motion by Senator Holloway, by two-thirds vote SB 126 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Brantley	Hair	Peterson	Thomas, P.
Childers, W. D.	Holloway	Poston	Tobiassen
Deeb	Johnston	Renick	Trask
Dunn	Lane, D.	Scarborough	Vogt
Firestone	Lane, J.	Sims	Ware
Glisson	MacKay	Spicola	Wilson
Gordon	McClain	Stolzenburg	Winn
Graham	Myers	Thomas, J.	

Nays—None

SB 60—A bill to be entitled An act relating to transportation; requiring traffic to yield right-of-way to certain construction workers and vehicles; providing an effective date.

—was read the second time by title.

The Committee on Transportation offered the following amendment which was moved by Senator Holloway and failed:

Amendment 1—On page 1, line 19, strike the period and insert: and official traffic-control signs or devices.

The Committee on Judiciary-Civil offered the following amendment which was moved by Senator Holloway:

Amendment 2—On page 1, lines 11-20, strike everything and insert: Section 1. Every driver of a vehicle shall yield the right-of-way to a pedestrian worker and flagman engaged in maintenance or construction work on a highway whenever the driver is reasonably notified of the presence of such worker by a flagman and a warning sign or device.

Section 2. This act shall take effect October 1, 1975.

The Committee on Judiciary-Civil offered the following amendment to Amendment 2 which was moved by Senator Holloway and adopted:

Amendment 3—On page 1, line 4, of the amendment insert after the word "reasonably": and lawfully

Amendment 2 as amended was adopted.

The Committee on Judiciary-Civil offered the following amendment which was moved by Senator Holloway and adopted:

Amendment 4—On page 1, line 6, strike "and vehicles" and insert: and flagmen

On motion by Senator Holloway, by two-thirds vote SB 60 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—33

Brantley	Holloway	Poston	Trask
Childers, D.	Johnston	Renick	Vogt
Childers, W. D.	Lane, D.	Scarborough	Ware
Deeb	Lane, J.	Sims	Wilson
Dunn	MacKay	Spicola	Winn
Firestone	McClain	Stolzenburg	Zinkil
Glisson	Myers	Thomas, J.	
Graham	Peterson	Thomas, P.	
Hair	Plante	Tobiassen	

Nays—None

SB 1081 was taken up, and on motion by Senator Renick HB 678, a companion measure, was substituted therefor. Further consideration of HB 678 was deferred.

SB 746—A bill to be entitled An act relating to bridges; amending s.338.071, Florida Statutes; defining "bridge"; requiring inspections of bridges; requiring reports to be submitted to the Department of Transportation; providing minimum qualifications for bridge inspectors; providing an effective date.

—was read the second time by title.

The Committee on Transportation offered the following amendments which were moved by Senator Renick and adopted:

Amendment 1—On page 1, strike line 18 and insert: "bridge" means a publicly-owned structure, including supports erected over a

Amendment 2—On page 2, strike lines 8 and 9 and insert: highway, road or street shall be inspected as to the structural soundness and

On motion by Senator Renick, by two-thirds vote SB 746 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—34

Brantley	Hair	Peterson	Thomas, J.
Childers, D.	Henderson	Plante	Thomas, P.
Childers, W. D.	Holloway	Poston	Tobiassen
Deeb	Johnston	Renick	Trask
Dunn	Lane, D.	Sayler	Vogt
Firestone	Lane, J.	Scarborough	Ware
Glisson	MacKay	Sims	Winn
Gordon	McClain	Spicola	
Graham	Myers	Stolzenburg	

Nays—None

Consideration of CS for HB 1924 was deferred.

SB 398—A bill to be entitled An act relating to notaries public; amending s.117.01(2)-(5), Florida Statutes; providing for a change in the fee, application for appointment, boundaries, procedure for approval of bonds and amount of bonds; amending s.117.02(2), Florida Statutes; providing that a married woman must be commissioned under her given name and the surname of her husband; amending s.117.07, Florida Statutes; specifying that the notary seal be round in shape and separate from the expiration stamp; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Civil offered the following amendments which were moved by Senator P. Thomas and adopted:

Amendment 1—On page 4, strike all of lines 13 - 25

Amendment 2—On page 1, lines 9-11, strike "providing that a married woman must be commissioned under her given name and the surname of her husband;"

On motion by Senator P. Thomas, by two-thirds vote SB 398 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—32

Brantley	Hair	Peterson	Thomas, J.
Childers, D.	Henderson	Poston	Thomas, P.
Childers, W. D.	Johnston	Renick	Tobiassen
Deeb	Lane, D.	Sayler	Trask
Dunn	Lane, J.	Scarborough	Ware
Firestone	MacKay	Sims	Wilson
Glisson	McClain	Spicola	Winn
Gordon	Myers	Stolzenburg	Zinkil

Nays—None

By unanimous consent Senator Graham was recorded as voting yea.

The Senate resumed consideration of—

SB 513—A bill to be entitled An act relating to elections; amending ss.101.121, 101.20(2), and 101.35(2), Florida Statutes; providing that the supervisor of elections or his deputy be allowed in polling places; providing publication of a sample ballot by the board of county commissioners; providing time for instruction to members of board of elections; amending ss.101.62(1)—(3), and s.101.63, Florida Statutes; providing one absentee ballot application sufficient for the regular primaries and general election; permitting application to be made by telephone; amending ss.101.64(1)(a), (c), 101.65(1), (2), 101.68(1), (2), Florida Statutes; conforming language and procedures and instructions; repealing s.101.65(3), Florida Statutes, which prescribes persons before whom an absentee elector must execute an affidavit; repealing s.101.66, Florida Statutes, which prescribes procedures for signing, sealing and returning absentee ballot; providing an effective date.

On motion by Senator Wilson, by two-thirds vote SB 513 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—33

Brantley	Henderson	Poston	Tobiassen
Childers, D.	Holloway	Renick	Trask
Childers, W. D.	Johnston	Sayler	Ware
Deeb	Lane, D.	Scarborough	Wilson
Dunn	Lane, J.	Sims	Winn
Firestone	MacKay	Spicola	Zinkil
Glisson	McClain	Stolzenburg	
Graham	Myers	Thomas, J.	
Hair	Peterson	Thomas, P.	

Nays—None

HM 1916—A memorial to the Congress of the United States, urging Congress to enact H.R. 3710, authorizing the One Hundred and First Airborne Division Association to erect a memorial in the District of Columbia in honor and in commemoration of the men of the "Screaming Eagles" of the One Hundred and First Airborne Division, United States Army, who have served their country in World War II; Vietnam; and in maintaining peace.

—was read the second time in full.

On motion by Senator Sims, HM 1916 was adopted and certified to the House. The vote on adoption was:

Yeas—32

Brantley	Graham	Myers	Stolzenburg
Childers, D.	Hair	Peterson	Thomas, J.
Childers, W. D.	Holloway	Poston	Thomas, P.
Deeb	Johnston	Renick	Tobiassen
Dunn	Lane, D.	Sayler	Trask
Firestone	Lane, J.	Scarborough	Ware
Glisson	MacKay	Sims	Wilson
Gordon	McClain	Spicola	Winn

Nays—None

On motion by Senator Peterson, the rules were waived and the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Dempsey J. Barron, President May 28, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended HB 429 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Rish—

HB 429—A bill to be entitled An act relating to diseased honeybees; authorizing the Bureau of Apiary of the Division of Plant Industry of the Department of Agriculture and Consumer Services to compensate beekeepers for destruction of diseased honeybee colonies from available funds; providing an effective date.

—was read the first time by title. On motion by Senator Peterson, the rules were waived and the bill was placed on the calendar.

SB 209 was taken up and on motions by Senator Peterson, HB 429, a companion measure, was substituted therefor and by two-thirds vote HB 429 was read the second time by title.

Senators P. Thomas and Peterson offered the following amendments which were moved by Senator Peterson and adopted:

Amendment 1—On page 1, line 23, strike everything after the enacting clause and insert: Section 1. Section 586.14, Florida Statutes, is amended to read:

586.14 Compensation for destroyed property.—Whenever bees, hives or other equipment is ordered destroyed pursuant to Section 586.13, the department shall appraise the property to be destroyed. If the department and the owner are unable to agree on the value, the department shall appoint a disinterested appraiser, the owner shall appoint a disinterested appraiser and these two appraisers shall appoint a third disinterested appraiser who shall appraise the property. When the property is destroyed, the department shall pay any Florida resident beekeeper whose property is destroyed, a sum equal to fifty per cent of the appraised value of the property destroyed; *provided, however, that such compensation shall not exceed the sum of \$20 per honeybee colony.* For the purposes of this section the "property" shall include bees, hive, frames and other equipment.

Section 2. This act shall take effect July 1, 1975.

Amendment 2—On page 1, strike "authorizing" on line 4 and all of lines 5—8 and insert: providing for maximum compensation for destruction of diseased honeybee colonies; providing an effective date.

On motion by Senator Peterson, by two-thirds vote HB 429 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Brantley	Hair	Peterson	Thomas, J.
Childers, D.	Holloway	Poston	Thomas, P.
Childers, W. D.	Johnston	Renick	Tobiassen
Deeb	Lane, D.	Sayler	Trask
Dunn	Lane, J.	Scarborough	Winn
Glisson	MacKay	Sims	Zinkil
Gordon	McClain	Spicola	
Graham	Myers	Stolzenburg	

Nays—1

Firestone

By unanimous consent Senator Firestone changed his vote from nay to yea.

SB 209 was laid on the table.

The Honorable Dempsey J. Barron, President

May 28, 1975

I am directed to inform the Senate that the House of Representatives has passed HB 819 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative James—

HB 819—A bill to be entitled An act relating to the Historic Boca Raton Preservation Board of Commissioners; amending s.266.303(1), Florida Statutes, 1974 Supplement, providing for appointment of members of the board by the Governor; providing for terms of office and filling of vacancies; providing for the expiration of current terms on September 30, 1975; providing an effective date.

—was read the first time by title. On motion by Senator D. Lane, the rules were waived and the bill was placed on the calendar.

Consent Calendar, continued

SB 400 was taken up and on motion by Senator D. Lane HB 819, a companion measure, was substituted therefor. On motions by Senator D. Lane, by two-thirds vote HB 819 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Brantley	Henderson	Poston	Tobiassen
Childers, D.	Holloway	Renick	Trask
Childers, W. D.	Johnston	Sayler	Vogt
Dunn	Lane, D.	Scarborough	Ware
Firestone	Lane, J.	Sims	Wilson
Glisson	MacKay	Spicola	Winn
Gordon	McClain	Stolzenburg	Zinkil
Graham	Myers	Thomas, J.	
Hair	Peterson	Thomas, P.	

Nays—None

SB 400 was laid on the table.

CS for SB 1280—A bill to be entitled An act relating to the water management districts, change of boundaries; amending s.373.069(4), Florida Statutes, and the introductory paragraph of subsection (3) of said section, and adding subsections (5), (6), and (7), to said section, relating to the transfer of territories; providing for ad valorem taxing authority to the districts pursuant to constitutional amendment; providing for recommendations with respect to the transfer of territories; amending s.373.0697(4), Florida Statutes, and the introductory paragraph of said section, relating to basin taxes; adding s.373.503(5), Florida Statutes, prescribing maximum millage rates; amending s.373.224, Florida Statutes, relating to existing permits for consumptive use of water, to conform to the change in date of the creation of the new water management districts; providing for the change of name of the Central and Southern Florida Flood Control District; providing an effective date.

—was taken up together with pending Amendment 2 which was withdrawn.

Senators Sayler and Spicola offered the following amendments which were moved by Senator Sayler and adopted:

Amendment 3—On page 5 between lines 18 and 19, insert a new section and renumber subsequent sections: Section 5. In editing the manuscript for the next official edition of the Florida Statutes, the statutory revision and indexing service of the joint legislative management committee shall compile chapter 61-691, Laws of Florida, relating to the southwest Florida water management district, as amended by chapters 63-659, 63-849, 71-724, Laws of Florida, and chapters 49-25214, and 49-25270, Laws of Florida, relating to central and south Florida flood control district, as amended by chapters 55-30542, 55-31139, 59-534, 59-538, 59-1004, 61-1576, 65-906, 65-1100, 67-698, Laws of Florida, and include the same as parts VII and VIII of chapter 373, Florida Statutes.

Amendment 4—On page 3, line 6, strike "or undesirable"

Amendment 5—On page 3, line 19, strike “placing present sources of funding in jeopardy” and insert: affecting the present source of funding

Amendment 6—On page 1, line 25 in title between “District;” and “providing” insert: directing that laws creating southwest Florida water management district and central and southern Florida flood control district be included in chapter 373, Florida Statutes;

Senator Sayler moved the following title amendment which was adopted:

Amendment 7—On page 1, line 25, between “District;” and “providing” insert: repealing section 3 of chapter 61-691, Laws of Florida;

On motion by Senator Spicola, by two-thirds vote CS for SB 1280 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—27

Brantley	Holloway	Renick	Tobiassen
Childers, D.	Johnston	Sayler	Trask
Dunn	Lane, D.	Scarborough	Vogt
Gordon	Lane, J.	Sims	Ware
Graham	McClain	Spicola	Winn
Hair	Myers	Stolzenburg	Zinkil
Henderson	Poston	Thomas, J.	

Nays—4

Glisson	MacKay	Thomas, P.	Wilson
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By unanimous consent Senator Trask changed his vote from yea to nay; Senator Peterson was recorded as voting nay, Senator W. D. Childers as voting yea.

On motion by Senator Ware, the rules were waived and CS for SB 1280 was ordered immediately certified to the House after engrossing.

On motion by Senator Spicola, the rules were waived and the Senate immediately reconsidered the vote by which—

SB 223—A bill to be entitled An act relating to the Florida Water Resources Act of 1972; amending s.373.069(4), Florida Statutes, and the introductory paragraph of subsection (3) of said section; amending ss.373.0697(4), 373.224, Florida Statutes; changing the effective date relating to the creation of water management districts; providing an effective date.

—passed this day.

Senators Spicola and Sayler offered the following amendment which was moved by Senator Sayler:

Amendment 1—Strike all after the enacting clause and insert: Section 1. Pursuant to Section 5 of Article XI of the State Constitution, there shall be a special election on the second Tuesday in March 1976 to be held concurrent with the Presidential Preference Primary Election, at which there shall be submitted to the electors of Florida for approval or rejection.

Joint Resolution No. _____ proposing the amending of Section 9 of Article VII of the State Constitution, to establish a limit on local taxes to be used for water management purposes.

Section 2. Publication of notice shall be in accordance with Section 5 of Article XI of the State Constitution. The special election shall be held as other special elections are held.

Section 3. This act shall take effect upon becoming a law, if passed by a three-fourths (3/4) vote of the membership of each house.

Further consideration of SB 223 was deferred.

On motion by Senator Saunders, the rules were waived and the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Dempsey J. Barron, President May 28, 1975

I am directed to inform the Senate that the House of Representatives has passed SB 662.

Allen Morris, Clerk

The bill contained in the above message was ordered enrolled.

The Honorable Dempsey J. Barron, President May 23, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended CS for CS for HB 984 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committees on Appropriations and Education and Representative Tucker and others—

CS for CS for HB 984—A bill to be entitled An act relating to education; enacting the “Public Education Act of 1975”; amending s.230.2311, Florida Statutes, 1974 Supplement; providing for early childhood and basic skills development plans; providing objectives; providing for implementation; providing for in-service training programs; amending s.228.041 (19) and (25), Florida Statutes, 1974 Supplement, providing that the gifted shall be included within the definition of “exceptional student”; providing for the inclusion of certain paid and volunteer workers within the meaning of “teacher aide”; adding paragraphs (o) and (p) to s.230.23(4), Florida Statutes, 1974 Supplement, requiring adoption of plans for early childhood and basic skills development and for assignment of certain teacher aides, as feasible; amending s.231.141, Florida Statutes, encouraging the assignment of teacher aides; amending s.231.15, Florida Statutes, permitting teacher aides assisting noninstructional personnel to be noncertificated; amending s.234.02(2), Florida Statutes, 1974 Supplement, declaring general purpose urban transit systems qualified to transport children to and from school; amending s.234.041(1), Florida Statutes, to allow school buses to transport nonstudents under certain conditions; amending s.236.013(3)(c), Florida Statutes, 1974 Supplement, providing for the Department of Education to determine an equitable method of equivalent funding for alternative schoolyear programs; amending s.236.081, Florida Statutes, 1974 Supplement, providing for a single membership survey for programs bridging 2 fiscal years; providing for audit procedures and program reviews by the Department of Education; providing changes in the cost factors; providing for maximums for funding purposes for special programs; deleting provisions relating to a compensatory education supplement; providing for district cost differentials; providing for a district sparsity factor; providing for the computation of district required local effort; providing for categorical programs; providing for the computation of a guaranteed minimum level of funding; providing for advertising requirements on millage by the school districts; providing restrictions on reductions in personnel; amending s.236.0811, Florida Statutes, 1974 Supplement, providing in-service training for all personnel funded through annual appropriations; adding subsection (9) to s.236.083, Florida Statutes, 1974 Supplement, providing that funds appropriated for public school transportation may be used to pay local general purpose transportation systems; amending s.237.34(3), Florida Statutes, 1974 Supplement, providing for cost reporting requirements; providing a severability clause; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

On motion by Senator Saunders, Rule 2.6 was waived and the Committee on Ways and Means was authorized to consider CS for CS for HB 984, House Bills 1909 and 1911 and CS for SB 806 this day.

Consent calendar continued

CS for SB 312 was taken up and on motion by Senator Dunn—

HB 2040—A bill to be entitled An act relating to public records; amending s.119.01, Florida Statutes, to exempt certain

records of accrediting associations from the provisions of the section; creating ss.119.11 and 119.12, Florida Statutes; providing for accelerated hearings; requiring compliance with a court order to open records within 48 hours; providing for assessment of attorney's fees; providing an effective date.

—a companion measure was substituted therefor and read the second time by title.

Senator Dunn moved the following amendments which were adopted:

Amendment 1—On page 1, line 14, strike everything after the enacting clause and insert: Section 1. Subsection (13) is added to section 20.30, Florida Statutes, to read:

20.30. Department of Professional and Occupational Regulation.—There is created a Department of Professional and Occupational Regulation.

(13) *Investigative reports and records made or received by a board or agency in or representing the department shall be exempt from the provisions of s.119.07, unless there has been a finding of guilty in a court of competent jurisdiction or in a proceeding under chapter 120; provided, however, that such reports and records shall be made available to the respondent in any judicial or administrative proceeding.*

Section 2. Section 119.01, Florida Statutes, is amended to read:

119.01 *General state policy on public records open to examination by citizens.—It is the policy of this state that all state, county, and municipal records shall at all times be open for a personal inspection by any person. citizen of Florida, and those in charge of such records shall not refuse this privilege to any citizen. Public funds shall not be used for dues or contributions to any association, group, or organization the records of which are not open for inspection to any citizen of Florida.*

Section 3. Section 119.011, Florida Statutes, is amended to read:

119.011 Definitions.—For the purpose of this chapter act:

(1) "Public records" means all documents, papers, letters, maps, books, tapes, photographs, films, sound recordings or other material, regardless of physical form or characteristics, made or received pursuant to law or ordinance or in connection with the transaction of official business by any agency.

(2) *If public funds are expended by an agency defined in s.119.011(3) in payment of dues or membership contributions to any person, corporation, foundation, trust, association, group or other organizations, then all the financial, business and membership records pertaining to the public agency from which or on whose behalf the payments are made, of the person, corporation, foundation, trust, association, group, or organization to whom such payments are made shall be public records and subject to the provisions of s.119.07.*

(3) ~~(2)~~ "Agency" shall mean any state, county, district, authority or municipal officer, department, division, board, bureau, commission or other separate unit of government created or established by law and any other public or private agency, person, partnership, corporation or business entity acting on behalf of any public agency.

Section 4. Section 119.07, Florida Statutes, is amended to read:

119.07 Inspection and examination of records; exemptions.—

(1) Every person ~~who has~~ ~~having~~ custody of public records shall permit the records ~~them~~ to be inspected and examined by any person desiring to do so, at reasonable times, and under reasonable conditions, and under his supervision by the custodian of the records or his designee. ~~any person, and he~~ The custodian shall furnish copies or certified copies of the records upon ~~thereof~~ ~~on~~ payment of fees as prescribed by law or, if fees are not prescribed by law, upon payment of the actual cost of duplication of the copies. Unless otherwise provided by law, the fees to be charged for duplication of public records shall be collected, deposited and accounted for in the manner as prescribed for other operating funds of the agency.

(2)(a) All public records which presently are ~~provided~~ ~~deemed~~ by law to be confidential or which are prohibited from

being inspected by the public, whether ~~provided~~ by general or special law ~~acts of the legislature or which may hereafter be so provided~~, shall be exempt from the provisions of subsection (1) ~~this section~~.

(b) All public records referred to in ss.794.03, 198.09, 199.-222, 658.10(1), 624.319(3), (4), 624.311(2), and 63.181, are hereby exempt from the provisions of subsection (1) ~~this section~~.

(c) *Examination questions and answer sheets of examinations administered by a governmental agency for the purpose of licensure, certification or employment shall be exempt from the provisions of subsection (1); provided, however, an examinee shall have the right to review his own completed examination.*

Section 5. This act shall take effect July 1, 1975.

Amendment 2—On page 1 in title, strike all of lines 3-12 and insert:

A bill to be entitled An act relating to public records; adding s.20.30(13), Florida Statutes, to provide limited confidentiality to investigative reports made or received by a board or agency in or representing the Department of Professional and Occupational Regulation; amending s.119.01, Florida Statutes, to provide that public funds shall not be used for dues to any association whose financial and certain other records are not open to public inspection; amending s.119.011, Florida Statutes, to expand the definition of public records to include those records of anyone acting on behalf of any state governmental unit or office; amending s.119.07, Florida Statutes, to provide for the collection and disposition of fees for making copies of public records; providing confidentiality for examination questions administered by a governmental agency for the purpose of licensure, certification or employment; providing an effective date.

On motion by Senator Dunn, by two-thirds vote HB 2040 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Brantley	Holloway	Renick	Trask
Childers, D.	Johnston	Sayler	Vogt
Childers, W. D.	Lane, D.	Scarborough	Ware
Dunn	Lane, J.	Sims	Winn
Firestone	MacKay	Spicola	Zinkil
Glisson	McClain	Stolzenburg	
Gordon	Peterson	Thomas, J.	
Hair	Poston	Thomas, P.	

Nays—None

By unanimous consent Senator Graham was recorded as voting yea.

CS for SB 312 was laid on the table.

On motion by Senator Brantley, the rules were waived and all bills passed on the consent calendar were ordered immediately certified to the House.

Consideration of HJR 291 was deferred.

SPECIAL ORDER

HB 1087—A bill to be entitled An act relating to condominiums and cooperative apartments; amending ss.711.08(1)(e), 711.08(2), 711.11(2)(b) and (d) and (3)(b), and 711.12(7), Florida Statutes, 1974 Supplement, ss.711.121 and 711.14(2) and (3), Florida Statutes, s.711.15(5) and (8), Florida Statutes, 1974 Supplement, s.711.18(1), Florida Statutes, ss.711.44(1)(h), and 711.62(1), Florida Statutes, 1974 Supplement, amending s.711.63(4), Florida Statutes, 1974 Supplement, and adding paragraph (d) to subsection (7) thereof, amending s.711.66(1) and (4), Florida Statutes, 1974 Supplement, and adding subsection (6) thereto, and amending s.711.71(2), Florida Statutes, 1974 Supplement; providing stricter requirements for survey materials to be filed with the declaration of condominium; providing that the required certificate be issued by a surveyor authorized to practice in this state and that such certificate pertain only to the accuracy of the survey materials

and not the declaration of condominium; clarifying language with regard to the transfer of condominium and cooperative apartment units; providing that bylaws may provide restrictions or requirements on unit appearance; providing that if the person in control of the association's books denies access to such books, any person in an action for enforcement of the provision allowing inspection of the books shall be entitled to attorney's fees from the party denying access; providing that no lien shall be enforceable for maintenance or rent payable for a recreational facility in which the fee simple title is not held by the owners or the association; prohibiting the declaration in the association bylaws of certain expenses as common expenses; providing that certain payments in a foreclosure by the association shall be discretionary at the court's option; requiring developers to pay certain common expenses during a certain time period; providing that certain lease requirements with respect to condominiums and cooperative apartments shall not apply when the lessor is the government of the United States or of the State of Florida, or any political subdivision thereof; lowering to 50% the percentage of the number of units required to be sold before unit owners are entitled to elect at least a majority of the members of the board of administration; providing that certain judicial proceedings with regard to condominiums and cooperative apartments shall be summary proceedings; providing an effective date.

—was taken up and read the second time by title.

The Committee on Commerce offered the following amendments which were moved by Senator Trask and adopted:

Amendment 1—On page 5, line 6, after the word "purpose" insert: *, unless the condominium has been registered with the Securities and Exchange Commission*

Amendment 2—On page 7, line 27, strike "Funds" and after "(2)" insert: *In a residential condominium, funds*

Amendment 3—On page 8, line 2 strike "The" and after "(3)" insert: *In a residential condominium, the*

Amendment 4—On page 8, line 5, insert new subsection:

(4) The proportions or percentages of ownership of the common elements and the payment of common expenses as specified herein above, is intended to clarify the original intent of the legislature with regard to the same.

Senators Trask and Brantley offered the following amendment which was moved by Senator Trask and adopted:

Amendment 5—On page 6, line 26, strike all of Section 4 thru page 7, line 23 and renumber subsequent sections.

The Committee on Commerce offered the following amendment which was moved by Senator Trask and failed:

Amendment 6—On page 7, line 21, strike "enforceable" and insert: *foreclosed upon homestead property*

The Committee on Commerce offered the following amendments which were moved by Senator Trask and adopted:

Amendment 7—On page 4, between lines 21 and 22, Add a new Section 2 and renumber subsequent sections

Section 2. Subsection (3) of section 711.10, Florida Statutes, 1974 Supplement, is amended to read:

711.10 Amendment of declaration.—

(3) Unless otherwise provided in the declaration as originally recorded, no amendment shall change the configuration or size of any condominium unit in any material fashion, materially alter or modify the appurtenances to such unit, nor change the proportion or percentage by which the owner of the parcel shares the common expenses and owns the common surplus, unless the record owner thereof and all record owners of liens thereon shall join in the execution of the amendment. If it shall appear through scrivener's error that a unit has not been designated an appropriate undivided share of the common elements or that all of the common expenses or interest in the common surplus, or all of the common elements in the condominium have not been distributed in the declaration, such that the sum total of the shares of common elements which have been distributed or the sum total of the shares of the common expenses or ownership of common surplus fail to equal one hun-

dred percent (100%) (or if it shall appear that through such error more than one hundred percent (100%) of common surplus shall have been distributed) such error may be corrected by the filing of an amendment to the declaration executed by the association, and the owners of the units and the owners of liens thereon for which modification in the shares of common elements or shares of common expense or the common surplus are being made. No other unit owner shall be required to join in or execute such an amendment.

Amendment 8—On page 2 in title, line 5, strike "enforceable" and insert: *foreclosed upon homestead property*

Amendment 9—On page 2 in title, line 10, after "expenses;" insert: *providing legislative intent on percentages for payment of common expenses;*

Amendment 10—On page 1, in title, line 5, after "711.08(2)," insert: *711.10(3)*

Amendment 11—On page 1 in title, line 13, after the word "Supplement," insert: *adding subsection (4) to s.711.14, Florida Statutes,*

Senators Trask and Brantley offered the following title amendments which were moved by Senator Trask and adopted:

Amendment 12—On page 2, strike all after the semicolon on line 4 and all of lines 5, 6, 7 and letters "tion" on line 8.

Amendment 13—On page 1, line 7, strike "711.121 and" and insert: *s.*

On motion by Senator Trask, by two-thirds vote HB 1087 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Brantley	Hair	Poston	Trask
Childers, D.	Holloway	Renick	Vogt
Deeb	Johnston	Saylor	Ware
Dunn	Lane, D.	Scarborough	Wilson
Firestone	Lane, J.	Spicola	Winn
Glisson	MacKay	Stolzenburg	Zinkil
Gordon	McClain	Thomas, J.	
Graham	Peterson	Tobiassen	

Nays—None

By unanimous consent Senator W. D. Childers was recorded as voting yea.

The Senate resumed the consent calendar.

HJR 291—A joint resolution proposing the creation of Section 14 of Article X of the State Constitution relating to state retirement systems.

Be It Resolved by the Legislature of the State of Florida:

That the creation of Section 14 of Article X of the State Constitution set forth below is agreed to and shall be submitted to the electors of Florida for approval or rejection at the general election to be held in November 1976:

ARTICLE X

MISCELLANEOUS

SECTION 14. State retirement systems benefit changes.—A governmental unit responsible for any retirement or pension system supported in whole or in part by public funds shall not after January 1, 1977, provide any increase in the benefits to the members or beneficiaries of such system unless such unit has made or concurrently makes provision for the funding of the increase in benefits on a sound actuarial basis.

BE IT FURTHER RESOLVED that in accordance with the requirements of section 101.161, Florida Statutes, the substance of the amendment proposed herein shall appear on the ballot as follows:

Proposing to add Section 14 to Article X of the State Constitution to provide that increases in the benefits payable under any governmental supported retirement system after January 1, 1977, be fully funded by the governmental unit.

—was read the second time and on motion by Senator Saunders, by two-thirds vote HJR 291 was read the third time in full, passed with the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—29

Brantley	Holloway	Poston	Vogt
Childers, D.	Johnston	Saunders	Ware
Childers, W. D.	Lane, D.	Saylor	Wilson
Deeb	Lane, J.	Sims	Winn
Dunn	MacKay	Stolzenburg	Zinkil
Glisson	McClain	Thomas, J.	
Hair	Peterson	Tobiassen	
Henderson	Plante	Trask	

Nays—7

Firestone	Graham	Renick	Spicola
Gordon	Myers	Scarborough	

Pursuant to Rule 4.16, Senator Wilson gave notice of intention to take up out of order SB 185.

On motion by Senator Dunn, the rules were waived and the Senate immediately reconsidered the vote by which—

HB 960—A bill to be entitled An act relating to shoplifting; amending s.811.022, Florida Statutes; changing “shoplifting” to “retail theft”; prohibiting resisting arrest; providing a penalty; providing an effective date.

—as amended passed on May 27.

On motion by Senator Dunn, the Senate reconsidered the vote by which HB 960 was placed on third reading.

On motion by Senator Dunn, the Senate reconsidered the vote by which Senate amendments 1 and 2 were adopted.

Amendments 1 and 2 were withdrawn by Senator Dunn.

On motion by Senator Dunn, by two-thirds vote HB 960 was read by title, passed and certified to the House. The vote on passage was:

Yeas—28

Brantley	Graham	Myers	Thomas, J.
Childers, W. D.	Hair	Plante	Tobiassen
Deeb	Henderson	Poston	Trask
Dunn	Johnston	Renick	Vogt
Firestone	Lane, J.	Saylor	Ware
Glisson	MacKay	Sims	Wilson
Gordon	McClain	Spicola	Winn

Nays—2

Childers, D. Stolzenburg

By unanimous consent Senator P. Thomas was recorded as voting yea.

On motion by Senator Brantley, by two-thirds vote the afternoon session for Thursday, May 29, was rescheduled for 1:00 until 5:00 p.m.

The Senate resumed Special Order

SB 625 was taken up, together with CS for SB 625 which was read the first time by title and SB 625 was laid on the table.

Pending further consideration of CS for SB 625, on motion by Senator J. Thomas, by two-thirds vote CS for CS for HB's 301 and 509 was withdrawn from the Committee on Commerce and placed on the calendar. On motion by Senator J. Thomas—

CS for CS for HB's 301 and 509—A bill to be entitled An act relating to usury; amending ss.687.02, 687.03, Florida Statutes, 1974 Supplement, 687.031, 687.071(7), Florida Statutes, and 687.11(4), Florida Statutes, 1974 Supplement, relating to usurious interest rates; providing that no contract, other than a mortgage on residential real property, to pay interest on any loan, advance of money, forbearance to collect debt, or any contract whatever which equals or exceeds \$250,000 in amount or value is usurious; exempting FHA and VA loans from the provisions of chapter 687, Florida Statutes, relating to interest and usury; deleting \$500,000 in s.687.03, Florida Statutes, and substituting \$250,000 for the purpose of explaining when a loan shall be deemed to equal or exceed \$250,000; defining mortgages on residential real property; providing that ss.687.02 and 687.03, Florida Statutes, 1974 Supplement, shall not be construed to repeal, modify or limit s.687.071, Florida Statutes; providing that nothing in chapter 687, Florida Statutes, shall override public law 93-501; providing that certain language in subsections (2) and (3) of s.687.071, Florida Statutes, shall not be construed to refer to s.687.11, Florida Statutes, when the civil penalty for violation of s.687.071, Florida Statutes, is being applied; relating to individuals secondarily liable on corporate obligations and the collection of interest; creating s.687.12, Florida Statutes, providing for prospective application only; providing an effective date.

—a companion measure to CS for SB 625 was substituted therefor and on motion by Senator J. Thomas by two-thirds vote CS for CS for HB's 301 and 509 was read the second time by title.

Senator J. Thomas moved the following amendments which were adopted:

Amendment 1—On page 1, line 7, strike everything after the enacting clause and insert: Section 1. Section 687.02, Florida Statutes, is amended to read:

687.02 Usurious contracts defined.—

(1) All contracts, other than of a corporation, for the payment of interest upon any loan, advance of money, or forbearance to enforce the collection of any debt, or upon any contract whatever, at a higher rate of interest than 10 percent per annum are hereby declared usurious. However, if such loan, advance of money, forbearance to enforce the collection of any debt, or contract, is a large business loan, exceeds \$500,000 in amount or value then no contract to pay interest thereon is usurious unless the rate of interest exceeds 15 percent per annum. Any contract whereby a corporation undertakes to pay an interest rate higher than 15 per cent per annum is hereby declared usurious unless such contract is a large business loan.

(2) For purposes of this chapter a large business loan means a loan, advance of money, or forbearance to enforce the collection of any debt, which equals or exceeds \$250,000 in amount or value, and the interest on which does not exceed 25 percent per annum, to a corporation, limited partnership, partnership, trust or association or entity formed or operated to carry on a commercial, industrial, agricultural or real estate business or venture, including without limitation the business of investing.

Section 2. Section 687.03, Florida Statutes, 1974 Supplement, is amended to read:

687.03 “Unlawful rates of interest” defined; proviso.—

(1) It shall be usury and unlawful for any person, or for any agent, officer or other representative of any person, to reserve, charge or take for any loan, or for any advance of money, or for forbearance to enforce the collection of any sum of money, except upon an obligation of a corporation, and except upon a large business loan, a rate of interest greater than 10 percent per annum, either directly or indirectly, by way of commission for advances, discounts, exchange, or by any contract, contrivance or device whatever, whereby the debtor is required or obligated to pay a sum of money greater than the actual principal sum received, together with interest at the rate of 10 percent; and such transactions, except for large business loans, with a corporation shall, whereby the corporation pays interest, be usury and unlawful if for a rate of interest greater than 15 percent per annum; however, if any loan, advance of money, forbearance to enforce the collection of any debt, or contract exceeds \$500,000 in amount

or value it shall not be usury or unlawful to reserve, charge, or take interest thereon unless the rate of interest exceed 15 percent per annum. The provisions of this section shall not apply to sales of bonds in excess of \$100 and mortgages securing the same, or money loaned on bonds.

(2) For the purpose of this chapter, the rate of interest on any loan of money shall be determined and computed upon the assumption that the debt will be paid according to the agreed terms, whether or not said loan is paid or collected by court action prior to the term of said loan, and any payments or property charged, reserved, or taken as an advance or forbearance which are in the nature of, and taken into account in the calculation of, interest shall be valued as of the date received and shall be spread over the stated term of the loan for the purpose of determining the rate of interest. Moreover, for the purposes of this chapter, a loan shall be deemed a loan which equals or exceeds \$250,000 ~~\$500,000~~ in amount or value if:

(a) The outstanding principal indebtedness thereunder initially equals or exceeds \$250,000 ~~\$500,000~~, or

(b) The parties thereto agree that the principal indebtedness will equal or exceed \$250,000 ~~\$500,000~~ at some time during the term of the loan and when the agreement was made the principal indebtedness was reasonably expected to exceed that amount notwithstanding the fact that less than that amount in the aggregate was initially or later advanced.

(3) If a loan is a large business loan exceeds \$500,000, then, for the purposes of this chapter, interest on that loan shall not include the value of property charged, reserved, or taken as an advance or forbearance, the value of which substantially depends on the success of the venture in which are used the proceeds of that loan. Stock options and interests in profits, receipts, or residual values are examples of the type of property the value of which would be excluded from calculation of interest under the preceding sentence.

Section 3. Section 687.031, Florida Statutes, is amended to read:

687.031 Construction, ss.687.02 and 687.03.—

(1) Sections 687.02 and 687.03 shall not be construed to repeal, modify or limit any or either of the special provisions of existing statutory law creating exceptions to the general law governing interest and usury (chapter 687) and specifying the interest rates and charges which may be made pursuant to such exceptions, including but not limited to those exceptions which relate to banks, Morris Plan banks, discount consumer financing, small loan companies and domestic building and loan associations.

(2) Sections 687.02 and 687.03 shall not be construed to repeal, modify or limit s.687.071.

Section 4. Subsection (7) of section 687.071, Florida Statutes, is amended to read:

687.071 Criminal usury, loan sharking; shylocking.—

(7) No extension of credit made in violation of any of the provisions of this section shall be an enforceable debt in the courts of this state. *The language "unless otherwise specifically allowed by law" contained in subsections (2) and (3) of this section shall not be construed to refer to s.687.11 when the civil penalty of this subsection is being applied.*

Section 5. Subsections (1) and (4) of section 687.11, Florida Statutes, 1974 Supplement, are amended to read:

687.11 Interest rates; individuals secondarily liable on corporate obligations.—

(1) No individual secondarily liable as endorser, guarantor, surety, or otherwise on any corporate obligation shall be required, in any proceeding for collection of interest in the courts of this state, to pay any interest in excess of 10 percent per annum, and any interest claimed therein against such individual in excess of 10 percent per annum shall be forfeited; and no corporation, in any such proceeding in the courts of this state where the interest is proved to exceed 15 percent per annum, *except upon a large business loan*, shall be required to pay any interest, and in such event all interest shall be forfeited.

(4) The provisions of this section shall not apply to obligations which exceed \$500,000.

Section 6. Section 687.12, Florida Statutes, 1974 Supplement, is created to read:

687.12 Prospective application only.—This act shall apply only to extensions of credit made after the effective date of this act. All present laws remain in full force and effect as to extensions of credit covered by this act for any extensions of credit made prior to the effective date of this act.

Section 7. Nothing in this act shall be construed to supersede Public Law 93-501.

Section 8. This act shall take effect October 1, 1975.

Amendment 2—Strike the title and insert: An act relating to usury; amending ss.687.02, Florida Statutes, 687.03, Florida Statutes, 1974 Supplement, 687.031, 687.071(7), Florida Statutes, and 687.11(1), (4), Florida Statutes, 1974 Supplement; providing that no large business loan is usurious; defining large business loans as loans which equal or exceed \$250,000 and the interest of which does not exceed 25 percent per annum; clarifying certain language; providing that this act shall not supersede Public Law 93-501; providing an effective date.

On motion by Senator D. Childers, further consideration of CS for CS for HB's 301 and 509 was deferred.

Senator Saylor moved that the Senate reconsider the vote by which SB 398 as amended passed this day.

Notice having been given pursuant to Rule 4.16, on motion by Senator Wilson, unanimous consent was obtained to take up out of order—

SB 185—A bill to be entitled An act providing for the relief of William Menohor; providing an appropriation to compensate him for the disability retirement benefits he would have received under the Florida Retirement System if he had been advised to retire thereunder and he had done so rather than obtaining a refund of contributions; providing an effective date.

—which was read the second time by title.

The Committee on Ways and Means offered the following amendment which was moved by Senator Wilson and adopted:

Amendment 1—On page 2, line 27, strike the words "General Revenue" and insert: Florida Retirement System Trust

The President presiding

On motion by Senator Wilson, by two-thirds vote SB 185 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—30

Mr. President	Hair	Plante	Tobiasen
Brantley	Johnston	Poston	Trask
Childers, D.	Lane, D.	Renick	Vogt
Childers, W. D.	Lane, J.	Scarborough	Ware
Deeb	MacKay	Sims	Wilson
Dunn	McClain	Stolzenburg	Zinkil
Gordon	Myers	Thomas, J.	
Graham	Peterson	Thomas, P.	

Nays—None

By unanimous consent Senators Spicola, Holloway and Glisson were recorded as voting yea.

On motion by Senator Wilson, the rules were waived and SB 185 was ordered immediately certified to the House after engrossing.

On motion by Senator Brantley, the rules were waived and the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Dempsey J. Barron, President May 23, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended—

HB 2019	HB 1551	HB 2096	HB 2026
HB 1896	HB 2111	HB 2156	HB 2023
HB 2020	HB 2012		

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Moore and others—

HB 2019—A bill to be entitled An act relating to Pinellas County; providing a short title; providing definitions; providing for establishment of the Pinellas Park Water Management District; providing purposes and powers of the District for storm drainage systems in central Pinellas County; providing exemptions to the authority from regulation and taxation; providing special district ad valorem taxing after referendum; defining the drainage basin and providing for expansion; providing for the dissolution of the district upon the establishment of a countywide drainage district; providing for a referendum; providing for severability; providing for the affect of other conflicting laws; providing an effective date.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hawkins and others—

HB 2111—A bill to be entitled An act relating to Disston Island Drainage District, a drainage district in Hendry and Glades Counties, Florida, as created by Chapter 9977, Laws of Florida, Acts of 1923; repealing all parts of Chapter 10472, Laws of Florida, Acts of 1925, Chapter 13626, Laws of Florida, Acts of 1929, Chapter 14710, Laws of Florida, Acts of 1931, Chapter 17891, Laws of Florida, Acts of 1937, Chapter 20495, Laws of Florida, Acts of 1941, Chapter 22879, Laws of Florida, Acts of 1945, and Chapter 25445, Laws of Florida, Acts of 1949; amending Section 1 of Chapter 9977, Laws of Florida, Acts of 1923; granting additional powers to said district and changing the name to Disston Island Conservancy District; providing for the equal assessment of benefits for all lands in the District; providing for the levy and collection of a rehabilitation tax; providing for severability of the provisions of the act; providing that the act shall take precedence over any conflicting law to the extent of such conflict; providing the manner of giving notice of intention to apply for this legislation; enacting other provisions relating to this subject; and providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Barrett and others—

HB 2026—A bill to be entitled An act relating to Brevard County, Florida; relating to oyster and clam conservation; regulating the taking and transportation of oysters and clams from the waters of Brevard County; placing limits on the taking and transportation of oysters and clams from the waters of Brevard County for personal consumption; providing exceptions; providing that violation is a misdemeanor; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Fortune and others—

HB 1896—A bill to be entitled An act relating to the Quadri-centennial Commission of Pensacola, as created by Chapter 57-2043, Laws of Florida, as amended; providing for the liquidation of said commission; providing for the manner of payment of outstanding paving revenue certificates of the commission by Santa Rosa Island Authority from rentals due and payable to the commission; providing for the payment of any other debts

of the commission and bank charges; providing for the transfer of any cash of the commission remaining to Santa Rosa Island Authority to be used for the payment of such revenue certificates and for other public purposes; providing for the transfer of all tangible personal property owned by the authority to Historic Pensacola Preservation Board; providing for the abolishment of said commission and an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Freeman—

HB 1012—A bill to be entitled An act relating to Monroe County; changing the mileage authorized the County Property Appraiser, formerly known as County Tax Assessor, of Monroe County, while attending to official business beyond the limits of said county; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Wilson and others—

HB 2020—A bill to be entitled An act relating to Pinellas County; rewording subsection 2 and 3 to Section 6, Chapter 59-1736, Special Acts of Florida, 1959, as amended by Section 6, Chapter 61-2671, Special Acts of Florida 1961, as amended by Special Acts of Florida, Chapter 72-662; providing for the Board of County Commissioners of Pinellas County to hold an election not later than the Presidential Preference Primary in 1976 and thereafter as deemed necessary for electors to vote "for" or "against" a one (1) mill increase in ad valorem taxes for a two (2) year period, to raise funds to acquire beach front and other property to be dedicated as public parks and environmentally endangered lands; providing for the Pinellas County Park Board to make recommendations to the Board of County Commissioners what action is to be taken in this regard; providing for a referendum.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hawkins and others—

HB 2096—A bill to be entitled An act relating to Clewiston Water Management District, Hendry and Glades Counties; renaming the Clewiston Water Management District; repealing s.1 of Chapter 74-486, Laws of Florida, which renamed the district as the Clewiston Water Management District; fixing its fiscal year; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Haben—

HB 2023—A bill to be entitled An act relating to the Manatee County Port Authority; amending Section 3 of Special Acts Chapter 67-1681, Laws of Florida, as amended by Sections 1 thru 5 of Special Acts Chapter 69-1279, Laws of Florida; amending Section 4 of Special Acts Chapter 67-1681, Laws of Florida, as amended by Section 1 of Special Acts Chapter 69-1277, Laws of Florida; relating to publicity, advertising and promotion by the Manatee County Port Authority; deleting any reference to a maximum interest rate on any bonds to be issued by the Manatee County Port Authority; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative J. W. Robinson and others—

HB 1551—A bill to be entitled An act to establish a wild-life and bird reservation and sanctuary in Brevard County, Florida; to fix the boundaries of said reservation; to prohibit the chasing, molesting and killing of all wildlife and birds

within such reservation and sanctuary; to provide for the maintenance of same; to prescribe a penalty for violation of this act; to establish an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Haben—

HB 2156—A bill to be entitled An act relating to Manatee County, Samoset Fire Control District; amending Section 3 of Chapter 57-1544 of said Act, as previously amended by Chapter 73-545, Laws of Florida, providing for recommendations for appointment of the Board of Commissioners and for appointment by the Governor; and amending the first unnumbered paragraph of section 4 of Chapter 57-1544, Laws of Florida, as previously amended by Chapters 59-1540, 65-1890 and 71-761, Laws of Florida, relating to the rate of special assessments to be levied against said lands in said district, to increase the maximum amount which may be levied upon specified categories of property; and providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Dempsey J. Barron, President May 23, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended—

HB 1143 **HB 2130** **HB 2095**

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Hazelton and others—

HB 1143—A bill to be entitled An act relating to Palm Beach County; amending chapter 70-862, Laws of Florida, as amended; amending s.7(a) and (b) of said chapter, adding references to rules of the Department of Pollution Control and Division of Health pertaining to environmental control; amending s.10(d) and (f) of said chapter, providing additional duties, functions, powers, and responsibilities of the environmental control hearing board; amending s.14 of said chapter, to make discretionary the environmental control officer's power to seek injunctive relief in the circuit court for Palm Beach County; amending s.15(a) and (b) of said chapter, providing penalties, and adding subsection (c) to s.15 of said chapter, providing for the imposition of civil penalties against those found in violation by the environmental control hearing board; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hawkins and others—

HB 2095—A bill to be entitled An act relating to the Hendry county hospital authority of Hendry county; amending s.15 of chapter 67-1446, Laws of Florida, as amended by chapter 71-664, Laws of Florida, to provide that the millage resolution shall be adopted and sent to the board of county commissioners and department of revenue, State of Florida, after the property appraiser certifies to the authority the taxable value of the property on which the authority may levy taxes, and the millage rate which will provide the same ad valorem tax revenue as was levied during the prior year; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Wilson and others—

HB 2130—A bill to be entitled An act relating to Pinellas County deleting subsection (3) of s.4, Chapter 73-594, Laws of Florida; adding subsection (11) and (12) to s.5, Chapter 73-594,

Laws of Florida, providing for review and recommendations on proposed annexations within Pinellas County by the Pinellas County Planning Council, providing for transportation planning responsibility; amending the catchline and subsections (1) and (3) of s.6, Chapter 73-594, Laws of Florida, and adding a subsection, providing for the utilization of the county planning department, providing for the utilization of the county attorney; amending s.15 of Chapter 73-594, Laws of Florida, to provide for an effective date of August 1, 1973; amending s.3 (1), Chapter 74-586, Laws of Florida, removing the restriction placed upon the representatives of Tarpon Springs, Oldsmar, and Safety Harbor from serving more than one term in any three year period; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Dempsey J. Barron, President May 23, 1975

I am directed to inform the Senate that the House of Representatives has passed **HB 1248** and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Morgan (by request)—

HB 1248—A bill to be entitled An act providing a monetary award to S. Allen Norris for his meritorious suggestion regarding the collection of taxes from insurance companies writing workmen's compensation coverage; providing an appropriation; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

The Honorable Dempsey J. Barron, President May 23, 1975

I am directed to inform the Senate that the House of Representatives has passed—

HB 1188	HB 1396	HB 1437
HB 1797	HB 1800	HB 1801
HB 1802	HB 2028	HB 2029
HB 2027	HB 2032	HB 2066
HB 2030	HB 2077	HB 2097
HB 2067	HB 1420	HB 1189
HB 2098	HB 1999	HB 2000
HB 1421	HB 2011	HB 2017
HB 2001	HB 2025	HB 2069
HB 2018	HB 2116	HB 2118
HB 2112	HB 2120	HB 2121
HB 2119	HB 2123	HB 2132
HB 2122	HB 2155	HB 2157
HB 2153	HB 2199	HB 1710
HB 2158		

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Hazelton and others—

HB 1188—A bill to be entitled An act relating to South Florida Conservancy District, Hendry and Palm Beach Counties; amending section 8, chapter 17258, Laws of Florida, 1935, as amended, relating to the levy of taxes on lands within the district; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative J. W. Lewis and others—

HB 1396—A bill to be entitled An act authorizing the City of Jacksonville to make payment of compensation to certain employees of the City of Jacksonville for that period of time commencing with the start of the first pay period in October, 1974 until the approval of the amendments to the collective bargaining agreement between the City of Jacksonville and the Jacksonville Public Employees Local Union 1048, American Federation of State, County and Municipal Employees (Pro-

fessional Bargaining Unit), which amendment was approved by the council of the City of Jacksonville on January 23, 1975; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative J. W. Robinson and others—

HB 1437—A bill to be entitled An act relating to Brevard County; repealing the provisions of any special act or municipal charter relating to procedures for adjusting the municipal boundaries of any municipality in Brevard County; providing that adjustments of municipal boundaries conform to general law; providing exception; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative McDonald and others—

HB 1797—A bill to be entitled An act relating to businesses within Pinellas County dealing with alcoholic beverages; repealing Chapter 63-1790, Section 4 (4), Laws of Florida to allow for sale of alcoholic beverages for consumption off the premises during the hours of 1 p.m. on Sundays and 2 a.m. on Mondays; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Freeman—

HB 1800—A bill to be entitled An act relating to Monroe County; amending sections 1 and 3 of chapter 69-1321, Laws of Florida, deleting the requirement that one member of the career service council in Monroe County be from the governing board of the Monroe General Hospital; providing for the selection of a fifth member to the council; deleting reference to the administrator of the Monroe General Hospital as exempt from provisions relating to career service employees; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Freeman—

HB 1801—A bill to be entitled An act relating to the Florida Keys Aqueduct Authority; amending subsection 2. of section 13, chapter 70-810, Laws of Florida, authorizing the authority to establish a special lower rate, fee, rental, or other charge on the residential accounts of certain persons, 60 years of age or older and totally and permanently disabled American veterans, who, for at least 3 years, have been permanent residents of the geographical area in Monroe County served by the authority; requiring applicants for such special rates to submit an affidavit of eligibility; providing that such affidavit is prima facie evidence of eligibility; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Freeman—

HB 1802—A bill to be entitled An act relating to the City of Key West, Monroe County; amending section 11 of chapter 69-1191, Laws of Florida, authorizing the Utility Board of the City of Key West to grant lower rates on residential accounts for the use of electricity to certain permanent residents over 60 years of age or who are totally and permanently disabled American veterans; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Dyer and others—

HB 2027—A bill to be entitled An act relating to Broward County; amending section 2 of chapter 74-450, Laws of Florida, to provide that the fiscal year for the South Broward Hospital District shall commence May 1 and end April 30 of each calendar year rather than just for the 1974-1975 fiscal year; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Rude and others—

HB 2028—A bill to be entitled An act relating to Broward County; amending section 2 of chapter 74-449, Laws of Florida, to provide that the fiscal year for the North Broward Hospital District shall commence July 1 and end June 30 of each calendar year rather than just for the 1974-1975 fiscal year; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Dyer and others—

HB 2029—A bill to be entitled An act relating to Broward County; adding section 12A. to chapter 27438, Laws of Florida, 1951, authorizing the Board of Commissioners of the North Broward Hospital District to accept promissory notes with regard to money owing to the district; prohibiting said Board of Commissioners from assigning, selling, or setting over said promissory notes to commercial institutions or private collection agencies for collection; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Dyer and others—

HB 2030—A bill to be entitled An act relating to Broward County; adding section 12A. to chapter 24415, Laws of Florida, 1947, authorizing the Board of Commissioners of the South Broward Hospital District to accept promissory notes with regard to money owing to the district; prohibiting said Board of Commissioners from assigning, selling, or setting over said promissory notes to commercial institutions or private collection agencies for collection; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Freeman—

HB 2032—A bill to be entitled An act relating to Monroe County; authorizing the school board of Monroe County to erect, construct, repair, alter or improve any school plant in Monroe County on a cost plus basis or a day labor basis and to pay for the same with any funds from authorized sources when such erection, construction, repair, alteration or improvement costs do not exceed \$950,000 for any one such project, after the plan for such work has been approved by the Department of Education and has been advertised according to law and no responsive bid is submitted or the resulting lowest bid is in excess of 10 percent of the architect's estimate; requiring approval of the Department of Education before proceeding in accordance with the provisions of this act; repealing all laws or parts of laws, whether general or special, particularly Section 235.31, Florida Statutes, and chapter 70-812, Laws of Florida, in conflict with this act, to the extent of such conflict; providing an effective date and an expiration date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Gorman and others—

HB 2066—A bill to be entitled An act relating to the City of Orlando, Orange County; amending provisions relating to the pension fund for the police department of said city; amending section 1 of chapter 22414, Laws of Florida, 1943, as amended, providing for an increase of member contributions; amending section 7 of chapter 22414, Laws of Florida, 1943, as amended, providing for an increase in nonduty connected permanent disability pension benefits; amending section 9 of chapter 22414, Laws of Florida, 1943, as amended, providing for an increase in duty connected permanent disability pension benefits; amending section 10 of chapter 22414, Laws of Florida, 1943, as amended, to adjust to the new age at which pensions may be paid; amending section 12 of chapter 22414, Laws of Florida, 1943, as amended, providing for an increase in pension benefits and a decrease in the age at which they may be paid; repealing section 2 of chapter 23446, Laws of Florida, 1945, which requires 25 years of service to receive a pension; amending section 18 of chapter 22414, Laws of Florida, 1943, as amended, to provide for rejection of the terms of this act and to adjust to the new age at which pensions may be paid; repealing section 21 of chapter 22414, Laws of Florida, 1943, as amended, which provides for the reexamination of pensioners with less than 25 years of service; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Gorman and others—

HB 2067—A bill to be entitled An act relating to the City of Orlando, Orange County; amending provisions relating to the pension fund for the fire department of said city; amending section 1 of chapter 23444, Laws of Florida, 1945, as amended by section 1 of chapter 72-633, Laws of Florida, by providing for an increase in member contributions; amending section 7 of chapter 23444, Laws of Florida, 1945, as amended by section 5 of chapter 72-633, Laws of Florida, and as amended by section 3 of chapter 73-573, Laws of Florida, by providing for an increase in nonduty connected permanent disability pension benefits; amending section 9 of chapter 23444, Laws of Florida, 1945, as amended by section 5 of chapter 61-2605, Laws of Florida, and as amended by section 7 of chapter 72-633, Laws of Florida, by providing for an increase in duty connected permanent disability pension benefits; amending section 10 of chapter 23444, Laws of Florida, 1945, as amended by section 1 of chapter 67-1837, Laws of Florida, and as amended by section 8 of chapter 72-633, Laws of Florida, to adjust to the new age at which pensions may be paid; amending section 12 of chapter 23444, Laws of Florida, 1945, as amended by section 6 of chapter 61-2605, Laws of Florida, and as amended by section 2 of chapter 72-633, Laws of Florida, by providing for an increase in pension benefits and a decrease in the age at which they may be paid; amending section 18 of chapter 23444, Laws of Florida, 1945, as amended by section 7 of chapter 61-2605, Laws of Florida, and as amended by section 3 of chapter 72-633, Laws of Florida, to provide for rejection of the terms of this act and to adjust to the new age at which pensions may be paid; repealing section 21 of chapter 23444, Laws of Florida, 1945, which provides for the reexamination of pensioners with less than 25 years of service; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representatives Young and Coolman—

HB 2077—A bill to be entitled An act relating to the school board of Broward County; providing for nonpartisan election of the members of the board; providing for determination of election; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hawkins and others—

HB 2097—A bill to be entitled An act relating to Sugarland Water Management District, Hendry and Glades Counties; re-

naming the Sugarland Water Management District; repealing s.1 of Chapter 74-485, Laws of Florida, which renamed the district as the Sugarland Water Management District; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hawkins and others—

HB 2098—A bill to be entitled An act relating to Sugarland Drainage District, Hendry and Glades Counties; authorizing the board of the district to levy taxes; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Pajcic and others—

HB 1420—A bill to be entitled An act relating to Duval County; authorizing the Chief Judge of the fourth judicial circuit to appoint a Circuit Court commissioner for Duval County; providing for the enforcement of payments ordered by the Circuit Court in domestic relations cases for alimony and support, maintenance and education of minors or dependent children; providing for the qualifications, rights, duties and compensation of the Circuit Court commissioner; providing for the administration of alimony, support or maintenance payments and providing for fees and records; providing for investigators, office space, professional and clerical staff, stenographic assistance, and necessary expenses for the commissioner; providing for the expenditure of city funds for the purposes of the act and making such expenditures a public purpose; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hazelton and others—

HB 1189—A bill to be entitled An act relating to the East Beach Water Control District in Palm Beach County, as created by Chapter 22877, Laws of Florida, 1945, as amended; defining its boundaries; prescribing its powers, privileges, duties, liabilities, and officials; making applicable to said District the provisions of Chapter 298, Florida Statutes, being an act relating to the creation, organization and maintenance of drainage and water management and statutes amendatory thereto; providing for the confirmation of the present Board of Supervisors and their term of office and the election of future Supervisors; defining their term of office and prescribing their duties and powers, qualifications and fixing their compensation; providing for the levies of assessments and taxes upon the lands in said District and for the collection and enforcement thereof; providing that taxes shall be a lien on lands in the District and providing for the collection and enforcement of District taxes at the same time and in like manner as County taxes; providing that said taxes shall be extended by the Property Appraiser on the County tax roll and shall be collected by the Tax Collector in the same manner and time as County taxes; providing for the same discounts and penalties as County taxes and providing for the compensation of the County taxing officials; providing for the levy of a uniform acreage maintenance tax on lands in said District to be used for paying operating expenses in said District to be effective for the tax year beginning January 1, 1975; authorizing said District to borrow money and issue negotiable or nonnegotiable notes, bonds, and other evidences of indebtedness in order to better carry out the provisions of this act; declaring that control of surface and sub-surface waters in said District are a common problem; providing that bonds shall be issued by said District without the approval of the Board of Drainage Commissioners; providing that owners of land may not pay taxes in advance; authorizing the drainage, reclamation and irrigation of the lands in said District by units; providing that the act shall take precedence over any conflicting law to the extent of such conflict; approving the manner of giving notice of intention to

apply for this legislation; enacting other provisions relating to this subject; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Haben—

HB 1421—A bill to be entitled An act relating to Anna Maria Island Fire Control District; amending subsection (2) of section 2 of chapter 51-27696 as amended by chapter 59-1536, Laws of Florida, to provide for increased maximum compensation for the secretary-treasurer of said district; amending the first unnumbered paragraph of section 4 of chapter 51-27696 as amended by chapters 59-1535, 1536, Laws of Florida, to provide for an increased maximum annual rate of assessment on each parcel of taxable real property within said district as said parcels appear on the county tax roll, and for additional assessments of each parcel which contains a hazardous condition; and providing that this act shall take effect immediately upon becoming law.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hazelton and others—

HB 1999—A bill to be entitled An act relating to Palm Beach County; authorizing a countywide Solid Waste Authority; providing short title; providing declaration of legislative intent; providing for creation of countywide Solid Waste Authority; providing funding; providing for application to incorporated and unincorporated areas; providing definitions; providing purposes and powers; providing exemption from taxation; providing prohibition, permits and penalty; providing enforcement; providing injunctive relief; providing judicial review; repealing chapter 74-564, Laws of Florida, relating to a Palm Beach County solid waste authority; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Craig—

HB 2000—A bill to be entitled An act relating to Putnam County; amending section 9(1) of chapter 67-1961, Laws of Florida, relating to interest rates and maturity dates on the issuance of bonds by the Port District of Putnam County; repealing section 11(2) of said chapter relating to security for the payment of revenue bonds; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Freeman—

HB 2001—A bill to be entitled An act relating to Monroe County; authorizing the City of Key Colony Beach to pay as personal compensation the County Property Appraiser, formerly known as County Tax Assessor, of Monroe County, for services rendered in preparing the City of Key Colony Beach's 1972 and 1973 tax rolls upon said County Property Appraiser's waiving any other compensation due him for services rendered in preparing said tax rolls; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Foster and others—

HB 2011—A bill to be entitled An act relating to Hillsborough County; amending sections 1 and 15 of chapter 69-1121, Laws of Florida, as amended, relating to the Hillsborough County Civil Service Board; providing staggered terms of

members, providing for the creation of vacancies and the filling thereof; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Wilson and others—

HB 2017—A bill to be entitled An act relating to Pinellas County; amending chapter 65-2105, Laws of Florida, providing that reimbursable educational expenditures of less than \$50 may be authorized by the County Administrator; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Wilson and others—

HB 2018—A bill to be entitled An act relating to Pinellas County; amending Chapter 73-602, Laws of Florida, pertaining to the Pinellas County Board of Consumer Affairs and Appeals; providing for term of office; providing reimbursement of expenses; providing for subpoena powers; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Barrett and others—

HB 2025—A bill to be entitled An act relating to Brevard County; amending section 6, section 12(f), and section 13 of chapter 67-1145, Laws of Florida, also known as the Brevard County Public Works Act; providing that any bonds or certificates of indebtedness issued under the provisions of said act shall bear interest at such rates without limitation as the governing body shall determine to be necessary to sell said bonds; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hodges—

HB 2069—A bill to be entitled An act relating to Levy County; amending section 2 of Chapter 63-1569, Laws of Florida, relating to the Cedar Key Special Water and Sewerage District to provide for an elected five-member board of commissioners; providing for a special election; providing for staggered terms; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Freeman—

HB 2112—A bill to be entitled An act relating to Monroe County; authorizing the City of Key West to pay as personal compensation the County Property Appraiser, formerly known as County Tax Assessor, of Monroe County, for services rendered in preparing the City of Key West's 1972 and 1973 tax rolls upon said County Property Appraiser's waiving any other compensation due him for services rendered in preparing said tax rolls; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Burrall—

HB 2116—A bill to be entitled An act relating to DeSoto County; amending section 1 of chapter 61-802, Laws of Florida; repealing sections 2, 3, and 4 of chapter 61-802, Laws of Florida;

amending subsection (1) of section 1 of chapter 65-1105, Laws of Florida, providing that commencing with fiscal year 1975-1976, the race track funds accruing to DeSoto County, which previously were paid to the largest city of such county, shall be paid to the Board of County Commissioners of DeSoto County; providing that any sums received by the largest city in DeSoto County pursuant to chapter 61-802 and chapter 65-1105, Laws of Florida, which are not required to completely retire the municipal bonds issued for the paving and improving of the streets of said city, may be paid into the General Fund of said city and used for such purposes as the city may deem appropriate; providing for the repeals of all laws in conflict; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representatives Nuckolls and Hawkins—

HB 2118—A bill to be entitled An act relating to Lee County; amending section 1 of chapter 30929, Laws of Florida, 1955, removing from the Captiva Island Fire Control District any land lying and being within the corporate limits of the City of Sanibel; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Nuckolls and others—

HB 2119—A bill to be entitled An act relating to the City of Cape Coral in Lee County, creating and establishing the City of Cape Coral health facilities authority; providing definitions; providing for appointment of members; providing purposes and powers of the authority; providing for the financing and construction of health facilities; providing for the issuance of revenue bonds and remedies of bondholders; authorizing investment in such bonds; providing for the conveyance of such health facilities; providing a tax exemption; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representatives Nuckolls and Hawkins—

HB 2120—A bill to be entitled An act relating to Lee County; repealing chapter 69-1060, Laws of Florida, relating to the City of Fort Myers, Lee County, authority and means of changing its territorial limits by annexation of any unincorporated tract of land lying contiguous thereto within Lee County, upon petition to the city by the owners of not less than 51 percent of the land in the area to be annexed and of the majority of the resident freeholders thereof, or upon the written consent of such owners and resident freeholders; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Nuckolls and others—

HB 2121—A bill to be entitled An act relating to Lee County; amending sections 2 and 3, chapter 65-1823, Laws of Florida, relating to the Fort Myers Beach Library District Board; providing for 7 elected, rather than 13 appointed, members of the board; providing for the terms of members; providing for the internal election of officers of the board; providing for the continuance in office of current officeholders until the general election to be held in November 1976; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Nuckolls and others—

HB 2122—A bill to be entitled An act relating to the Boca Grande Fire Control District, Lee County; amending section 2,

chapter 22372, Laws of Florida, 1943, to provide 3-year staggered terms for the members of the Boca Grande Fire Control Board; providing for the filling of vacancies; amending section 3, chapter 22372, Laws of Florida, 1943, as amended, to provide for the annual election of officers by the board; providing for implementation of the act by specifying terms for the first appointments after the effective date of the act; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Nuckolls and others—

HB 2123—A bill to be entitled An act relating to Lee County; amending section 1 of chapter 30930, Laws of Florida, 1955, including all land within the corporate limits of the City of Sanibel within the Sanibel Island Fire Control District; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Nergard—

HB 2132—A bill to be entitled An act relating to St. Lucie County; amending chapters 67-1996 and 74-600, Laws of Florida, authorizing the District School Board of St. Lucie County to pledge to the payment of certificates of indebtedness issued pursuant to chapter 67-1996, Laws of Florida, the proceeds received by the school board from racetrack funds accruing annually to St. Lucie County and allocated to the school board pursuant to chapters 550 and 551, Florida Statutes, chapter 59-978, Laws of Florida, and chapter 74-600, Laws of Florida; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representatives Poorbaugh and Nergard—

HB 2153—A bill to be entitled An act relating to the Jupiter Inlet District, Palm Beach County; providing that all references in chapter 8910, Laws of Florida, 1921, as amended, to Jupiter River shall be applicable to the Loxahatchee River; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Haben—

HB 2155—A bill to be entitled An act relating to Cedar Hammock Fire Control District, Manatee County; amending subsection (1) of Section 4 of Chapter 57-1546, Laws of Florida, as amended by Chapters 59-1538, 65-1897 and 72-614, Laws of Florida, relating to the rate of special assessments to be levied against lands in the district, to increase the maximum amount which may be levied upon specified categories of property; repealing subparagraph (10) of subsection (1) of Section 4; amending Section 8 of Chapter 57-1546, Laws of Florida, relating to use of District funds; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Haben—

HB 2157—A bill to be entitled An act relating to the Manatee County Mosquito Control District, Manatee County; amending Section 12 of Chapter 69-1286, Laws of Florida, which previously amended and consolidated Section 16 of Chapter 24677, Laws of Florida, special acts of 1947, as amended by Chapter 63-1590, Laws of Florida, relating to the rate of special assessments to be levied against taxable real and personal property in the district to provide that no tax millage shall exceed one-

quarter ($\frac{1}{4}$) mill on the dollar of assessed value; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Haben—

HB 2158—A bill to be entitled An act relating to Manatee County, Oneco-Tallevast Fire Control District; amending subsection 1 of Section 4 of Chapter 57-1545, Laws of Florida, as amended by Chapters 59-1533, 67-1684 and 69-1282, Laws of Florida, prescribing the commissions and fees for assessment and collection against taxable property within said fire control district; amending Section 8 of Chapter 57-1545, Laws of Florida, relating to use of district funds; amending Section 12 of Chapter 57-1545, Laws of Florida, prescribing fiscal year; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Boyd and others—

HB 2199—A bill to be entitled An act relating to Broward County; creating the West Parkland Water Management District; providing for its boundaries; providing definitions; providing for the appointment and method of appointment of the supervisors of the district and their terms of office; providing for the method of replacement of supervisors of the district and the number of supervisors; providing for the taxing authority of the district; providing for the method of issuance of bonds by the district; providing for the method of compensation of the officers and supervisors of the district; providing for the right of eminent domain by the district to carry out the purposes of this act; providing for the scope of the duties of the officers and supervisors of the district including but not limited to the construction of facilities for the water management of the lands within the district; providing for the collections and expenditure of funds to carry out the purposes of this act; providing for the method for receiving bids and the granting of contracts by the district to carry out its purposes; providing for the powers and duties necessary to carry out the purposes of this act; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative James and others—

HB 1710—A bill to be entitled An act relating to the City of Boca Raton, Palm Beach County; amending section 1 of chapter 74-423, Laws of Florida, which created a special taxing district for the acquisition of beach property; redefining the area of the special taxing district by the exclusion of all land area west of the Florida State Turnpike; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Dempsey J. Barron, President May 26, 1975

I am directed to inform the Senate that the House of Representatives has passed—

HB 1545	HB 914	CS for HB's 1293 & 1853
HB 2143	HB 1837	HB 2142

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Melvin—

HB 914—A bill to be entitled An act relating to the investment of state funds; amending s.215.47(2) and (3), Florida Statutes, authorizing increased investment of state funds in notes secured by first mortgages on Florida real property, and

extending the authorization to include mortgages insured or guaranteed by approved private mortgage companies; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations and Commerce.

By the Committee on Commerce and Representative Young and others—

CS for HB's 1293 and 1853—A bill to be entitled An act relating to life or disability insurers; creating s.626.9705, Florida Statutes, to provide that no life or disability insurer shall refuse to renew, sell, or issue a life or disability policy to an applicant or prospect for such insurance or charge unfairly discriminatory rates solely on the grounds that the applicant or prospect suffers from a disability; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Representative Grosse—

HB 1545—A bill to be entitled An act relating to apprenticeship; creating s.446.075, Florida Statutes, to authorize the division of labor to enter into contracts with the United States department of labor to act as registration agent for federal apprenticeship registration purposes; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

By Representative Steinberg—

HB 1837—A bill to be entitled An act relating to insurance; adding a new subsection (4) to section 627.657, Florida Statutes; providing conversion privileges to certificate holders of group disability policies without evidence of insurability; providing for the promulgation of rules and regulations by the department of insurance; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By the Committee on Commerce and Representative Harrington—

HB 2142—A bill to be entitled An act relating to the Division of Tourism; amending s.20.17(12)(a) 6. and (e), Florida Statutes, 1974 Supplement, changing qualifications of tourism commission at-large members and council members; amending s.288.34(1)(d) 6., Florida Statutes, 1974 Supplement, and adding paragraphs (h)-(j), providing authority to contribute to events outside the state; providing authority to arrange and make expenditures for reasonable and necessary services and items consistent with the division's duties, to sell publications and other materials or services at approximate cost to the state, and to charge and collect registration fees to meet expenses at tourism meetings, seminars and conferences; providing that an excess of such fees shall go to general revenue; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce, Governmental Operations and Ways and Means.

By the Committee on Commerce and Representative Harrington—

HB 2143—A bill to be entitled An act relating to the Division of Economic Development; amending s.288.03(1)(f), Florida Statutes, 1974 Supplement, and adding new paragraphs; providing authority to contribute to events outside the state; providing authority to arrange and make expenditures for reasonable and necessary services and items consistent with the division's duties; providing authority to collect fees for registration at seminars, conferences, and other meetings; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

The Honorable Dempsey J. Barron, President May 23, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended—HB 857—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representatives Forbes and Smith—

HB 857—A bill to be entitled An act relating to the Florida retirement system and other state retirement systems; amending paragraphs (a) and (b) of subsection (2) of s.121.081, Florida Statutes, 1974 Supplement, authorizing claims for prior service as creditable service without awaiting lapse of one year period upon otherwise complying with said subsection; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

The Honorable Dempsey J. Barron, President May 23, 1975

I am directed to inform the Senate that the House of Representatives has passed HB 887 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representatives Redman and Blackburn—

HB 887—A bill to be entitled An act relating to public buildings; adding subsection (3) to s.255.25, Florida Statutes, requiring state agencies to comply with county and municipal zoning ordinances in the construction, lease, or purchase of public buildings; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

The Honorable Dempsey J. Barron, President May 23, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended HB 2211 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Agriculture & General Legislation—

HB 2211—A bill to be entitled An act relating to pesticides and pest control; adding a new subsection (4) to s.482.211, Florida Statutes; adding a new subsection (2) to s.487.161, Florida Statutes, 1974 Supplement; exempting from the pest control act and the Florida Pesticide Application Act of 1974 the use of the antibiotic, oxytetracycline hydrochloride, for the control of lethal yellowing; providing an effective date.

—was read the first time by title and referred to the Committee on Agriculture.

The Honorable Dempsey J. Barron, President May 23, 1975

I am directed to inform the Senate that the House of Representatives has passed—

HB 1220 **HB 1243**

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Craig—

HB 1220—A bill to be entitled An act relating to the bicentennial commission of Florida; creating s.13.9978, Florida Statutes; providing authority for a grants-in-aid program and to make contracts; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

By Representative Eckhart and others—

HB 1243—A bill to be entitled An act relating to mangoes; amending s.570.55, Florida Statutes; including mangoes within

the coverage of the Florida Avocado and Lime Sales Law; providing a definition of "mangoes"; providing for enforcement and confiscation by any police department, sheriff, or deputy sheriff in the state; expanding the definition of "limes"; providing an effective date.

—was read the first time by title and referred to the Committee on Agriculture.

The Honorable Dempsey J. Barron, President May 23, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended CS for HB 1100 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Select Committee on Standards & Conduct and Representatives Tucker and McPherson—

CS for HB 1100—A bill to be entitled An act relating to public officers and employees and candidates for public office; adding a new subsection (4) to s.112.312, Florida Statutes, 1974 Supplement, amending ss.112.317, 112.321(1), 112.322, and 112.324, Florida Statutes, 1974 Supplement, and creating s.112.3241, Florida Statutes; providing for membership and terms of the Commission on Ethics; amending the powers and duties of the commission; providing procedures relating to advisory opinions; providing for complaint procedures; providing for a confidential preliminary investigation; providing for certain judicial proceedings and for judicial review; providing additional penalties; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations and Judiciary-Civil.

The Honorable Dempsey J. Barron, President May 26, 1975

I am directed to inform the Senate that the House of Representatives has passed HB 2151 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Rules & Calendar—

HB 2151—A bill to be entitled An act relating to the official Florida Statutes; amending sections 11.2421, 11.2422, 11.2424, and 11.2425, Florida Statutes; adopting the Florida Statutes 1975 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 1975 shall be effective immediately upon publication; providing that general laws enacted during the regular session of 1973 and prior thereto and not included in the Florida Statutes 1975 are repealed; providing that general laws enacted during the 1974 regular and special sessions and the 1975 regular session are not repealed by this adoption act.

(Accompanied by Volumes 1 and 2, F.S. 1973)

—was read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Dempsey J. Barron, President May 26, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended—CS for HB 341 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Commerce and Representative McKnight—

CS for HB 341—A bill to be entitled An act relating to insurance; creating s.627.7405, Florida Statutes, requiring certain persons issuing automobile insurance policies to include a specific provision in the application for such policies informing potential policyholders that they may or may not be entitled to a premium reduction under certain circumstances; providing for notice to policyholders; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

The Honorable Dempsey J. Barron, President May 26, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended—HB 510 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Steinberg—

HB 510—A bill to be entitled An act relating to mortgages; creating s.697.055, Florida Statutes, prohibiting certain clauses in residential home mortgage contracts on single family dwellings, other than such contracts which contain certain provisions as set forth by the Federal Home Loan Mortgage Corporation, which provide for an increase in the interest rate upon transfer of the property; providing for the release of a mortgagor from liability on a mortgage when the interest rate increases upon such transfer; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

The Honorable Dempsey J. Barron, President May 26, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended—HB 861 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Forbes and others—

HB 861—A bill to be entitled An act relating to part I of the Florida Banking Code; amending s.658.07(1)(a), (2)(a), Florida Statutes; providing that the Department of Banking and Finance examine the condition of each state bank at least two times in each 18 months; providing that each state bank and trust company perform an internal audit annually; amending s.658.08(1) and (3), Florida Statutes; providing an increase in various assessment and application fees; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

The Honorable Dempsey J. Barron, President May 27, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended—HB 1222 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Agriculture & General Legislation—

HB 1222—A bill to be entitled An act relating to agricultural road guard inspection; amending s.570.15, Florida Statutes, relating to inspection of premises and vehicles; providing authority for search without warrant under certain circumstances; providing that it shall be unlawful to pass an inspection station without stopping; providing a penalty; creating s.570.151, Florida Statutes, authorizing the appointment of special officers; prescribing duties and authority of special officers; providing an effective date.

—was read the first time by title and referred to the Committees on Agriculture and Judiciary-Civil.

The Honorable Dempsey J. Barron, President May 27, 1975

I am directed to inform the Senate that the House of Representatives has passed—CS for HB 1572 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Governmental Operations and Representative Hector and others—

CS for HB 1572—A bill to be entitled An act relating to local arts councils; authorizing each county to establish a County Fine Arts Council for the purpose of stimulating, encouraging, promoting, and supporting the arts; declaring same to be a public purpose; defining "the arts"; setting forth procedures for

selecting members; providing for terms, powers and duties; providing for the issuance of revenue bonds; providing rights and remedies of bondholders; providing for employees to be subject to the provisions of civil service; providing for procurement of funds, if available, from the Florida Fine Arts Council for establishment and annual operation of county council; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations and Ways and Means.

The Honorable Dempsey J. Barron, President May 27, 1975

I am directed to inform the Senate that the House of Representatives has passed—

HB 1926

HB 2201

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Select Committee on Military & Veterans Affairs and Representative Mattox and others—

HB 1926—A bill to be entitled An act relating to gambling; amending s.849.093(6), Florida Statutes, and adding a new subsection (7), prohibiting persons who operate a bingo or guest game for a charitable or nonprofit organization from being compensated either directly or indirectly; restricting the types of prizes which may be distributed at such games; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Criminal.

By the Committee on Agriculture & General Legislation—

HB 2201—A bill to be entitled An act relating to the naming of National Guard Armories; authorizing and directing the Department of Military Affairs to name the new National Guard Armory located at Tallahassee in Leon County in honor of Major General Henry W. McMillan, Adjutant General of Florida; directing the department to prepare and locate appropriate signs and markers; providing an effective date.

—was read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Dempsey J. Barron, President May 26, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended—HB 1955 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Forbes—

HB 1955—A bill to be entitled An act relating to legal and official advertisements; creating section 50.071, Florida Statutes, establishing a court docket fund for the purpose of paying the costs of new civil cases in Circuit Court by their style and publishing the calendars relating to such cases; providing for a filing fee of one dollar (\$1.00) to create such fund; requiring publishers of designated record newspapers to waive the amounts chargeable qualified under section 57.081, Florida Statutes, for publishing certain official public notices or legal advertisements which are subject to section 49.10, Florida Statutes, to insolvent and poverty-stricken persons; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Civil and Ways and Means.

The Honorable Dempsey J. Barron, President May 26, 1975

I am directed to inform the Senate that the House of Representatives has passed—

HB 1953

HB 2082

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Forbes—

HB 1953—A bill to be entitled An act relating to constructive service of process; amending section 49.10(1)(b), Florida Statutes, to provide for publication of notices of action on behalf of insolvent persons except in any county having a court docket fund; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Civil and Ways and Means.

By Representative Healey and others—

HB 2082—A bill to be entitled An act relating to insurance agents; amending subsection (2) of section 626.731, Florida Statutes, removing the one year residency requirement for limited licenses under section 626.321(1)(b), Florida Statutes, relating to industrial fire insurance; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

The Honorable Dempsey J. Barron, President May 27, 1975

I am directed to inform the Senate that the House of Representatives has passed—

CS for HB's 1139 & 1947	HB 1574	HB 460
CS for HB 1533	HB 1632	HB 1379
HB 1840		

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Natural Resources and Representative Nuckolls and others—

CS for HB's 1139 and 1947—A bill to be entitled An act relating to the Game and Fresh Water Fish Commission; amending s.372.023, Florida Statutes, requiring approval by the Board of Trustees of the Internal Improvement Trust Fund for certain actions by the commission relating to the J. W. Corbett or Cecil M. Webb Wildlife Management Areas; authorizing certain agencies to convey leasehold interests in land in the J. W. Corbett Wildlife Management Area to the record owner; requiring the commission to use moneys received from the sale of land in either area to acquire acreage contiguous to the area; repealing s.372.024, Florida Statutes, relating to the Cecil M. Webb Wildlife Management Area; providing an effective date.

—was read the first time by title and referred to the Committee on Natural Resources and Conservation.

By Representative Craig—

HB 1574—A bill to be entitled An act relating to the naming of state bridges; authorizing and directing the Department of Transportation to name a bridge being constructed in St. Johns County which will span the Matanzas River the Mickler-O'Connell Bridge; directing the department to prepare and locate appropriate signs and markers; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

By the Committee on Transportation—

HB 460—A bill to be entitled An act relating to transportation; amending section 334.2105, Florida Statutes, revising the Working Capital Trust Fund to provide centralized financing and cost controls for general services necessary to operate the department; providing for deposit of the necessary equipment and funds in the Working Capital Trust Fund; providing for payment of interest on funds advanced to the Working Capital Trust Fund; providing an effective date.

—was read the first time by title and referred to the Committees on Transportation and Ways and Means.

By the Committee on Natural Resources and Representatives Culbreath and Richmond—

CS for HB 1533—A bill to be entitled An act relating to pollution control; amending ss.381.293(3) and 403.101(2), Flor-

ida Statutes; exempting from the requirements of such subsections domestic water supply or waste-water plants which supply or treat 25,000 gallons or less per day; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

By Representative Dixon—

HB 1632—A bill to be entitled An act relating to the Beach and Shore Preservation Act; amending s.161.091(1)(a), (b), (h), (j), (k), (l), (2), Florida Statutes, 1974 Supplement; providing that the local sponsor of beach erosion control projects assume responsibility for project costs in excess of state-federal cost limitations; authorizing the Department of Natural Resources to pay up to 75 percent of nonfederal construction, maintenance and certain other costs; requiring the department to maintain a current project listing; deleting a list of projects to be completed; providing for deposit of appropriated funds in the Erosion Control Trust Fund Account; providing an effective date.

—was read the first time by title and referred to the Committees on Natural Resources and Conservation, Rules and Calendar and Ways and Means.

By the Committee on Transportation and Representatives Jones and Easley—

HB 1379—A bill to be entitled An act relating to transportation; amending s.334.21(4)(b), Florida Statutes, relating to the matching of federal aid funds by the Department of Transportation; provides the department may budget matching funds for those projects which are economically consistent with Florida's transportation needs; providing an effective date.

—was read the first time by title and referred to the Committees on Transportation and Ways and Means.

By the Committee on Transportation and Representative Mattox—

HB 1840—A bill to be entitled An act relating to the Public Service Commission; repealing ss.347.08, 347.09, 347.10, 347.11, 347.12, 347.13, 347.14, 347.15, 347.16, 347.17, and 347.18, F. S., relating to regulation of certain bridges, causeways, tunnels, toll highways, and ferries; amending s.350.11, F. S., redefining common carrier as related to vessels; creating s.350.125, F. S., requiring a certificate of public convenience and necessity to operate as a common carrier any vessel of 10 tons net or over; specifying contents of applications for certificates and filing fees therefor; specifying notice, hearing and disposition requirements for applications for certificates; providing that the Public Service Commission may consider and act upon an application without a hearing in the absence of any protest against said application; providing that such certificates be subject to the provisions of ss.323.041, 323.06, 323.07 and 323.08; providing for the transfer to s.350.125, F. S., of all ferries and applications therefor under ss.347.08 through 347.18, F. S., for regulation by the Public Service Commission; providing for the transfer to Chapter 338 of all bridges, causeways, tunnels and toll highways and applications therefor under ss.347.08 through 347.18, F. S., for regulation by the Florida Department of Transportation; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

The Honorable Dempsey J. Barron, President May 27, 1975

I am directed to inform the Senate that the House of Representatives has passed—

HB 2182	HB 2284
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—and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Community Affairs and Representatives Boyd and Gorman—

HB 2182—A bill to be entitled An act relating to local government; amending s.171.04(3), Florida Statutes, 1974 Supplement, relating to extension of municipal territorial limits,

eliminating a population-based exemption therefrom; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

By the Committee on Elections and Representative Batchelor and others—

HB 2284—A bill to be entitled An act relating to elections; amending s.101.36, Florida Statutes, authorizing counties to permit rental of county-owned voting machines to other public agencies, private groups, and others; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

The Honorable Dempsey J. Barron, President May 27, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended—

HB 308 **HB 1384** **HB 1803**
HB 1841

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Fechtel—

HB 308—A bill to be entitled An act relating to game and fresh water fish; repealing s.372.02, Florida Statutes, relating to the general powers, duties, and authority of the Game and Fresh Water Fish Commission and the authority of the commission to issue rules and orders; repealing s.372.022, Florida Statutes, relating to the power of the commission to sell and trade commission lands in Lake and Marion Counties; repealing s.372.08, Florida Statutes, relating to the yearly audit of the Game and Fresh Water Fish Commission required by the governor; repealing s.372.10, Florida Statutes, relating to the payment of all accounts by the commission; repealing s.372.43, Florida Statutes, which prohibits the catching, wounding, or killing of carrier pigeons and provides a penalty therefor; repealing s.372.572, Florida Statutes, to remove provisions relating to the right of county residents to fish in certain waters bounded by more than one county; repealing s.372.63, Florida Statutes, which requires that persons who rent boats to hunters and fishermen must purchase a license from the Game and Fresh Water Fish Commission; repealing s.372.67, Florida Statutes, relating to the requirement that those seeking a license to hunt and trap list the game and fur-bearing animals they have taken in the preceding season; providing an effective date.

—was read the first time by title and referred to the Committee on Natural Resources and Conservation.

By the Committee on Transportation and Representatives Jones and Clem—

HB 1384—A bill to be entitled An act relating to outdoor advertising; adding ss.(11) to s.479.01, F.S., providing a definition of an "urban area;" amending s.479.11, F.S., by adding a new subsection (2) thereto, providing for prohibition of certain signs located beyond 660 feet of the nearest edge of the road right-of-way; amending s.479.111(1), F.S., to include certain notices as a type of permissible sign; amending the introductory paragraph and subsection (17) of s.479.16, F.S., to redesignate section references; amending s.479.24(3), F.S., and adding subsection (6), deleting the hiatus period and providing for compensation for removal of certain signs; providing an effective date.

—was read the first time by title and referred to the Committees on Transportation and Ways and Means.

By Representative Peaden—

HB 1803—A bill to be entitled An act relating to fishing; restricting the use of gill nets, wing nets, or similar devices, in the waters of the counties of Walton, Santa Rosa, Okaloosa and Escambia; providing for enforcement by the Division of Marine Resources; providing a penalty; prohibiting special laws or

general laws of local application affecting the sale or purchase of weakfish; providing an effective date.

—was read the first time by title and referred to the Committees on Natural Resources and Conservation and Judiciary-Criminal.

By the Committee on Transportation and Representative Mann—

HB 1841—A bill to be entitled An act relating to turnpike projects; amending s.340.02, Florida Statutes, to set forth the intent of the Legislature to approve every turnpike project before it is begun by the Department of Transportation; amending s.340.03(4), Florida Statutes, to remove reference to certain specific turnpike projects and to provide that the Department of Transportation may make certain expert studies for new or additional turnpike projects; amending s.340.06(10), Florida Statutes, to provide that the department shall follow record keeping and inventory procedures set forth in chapter 273, Florida Statutes, with respect to certain property; amending s.340.12(1), Florida Statutes, to require the department to equalize fees charged on certain toll roads; amending s.340.15, Florida Statutes, to require specific information from the department to the legislature before the issuance of bonds which must be approved by the Legislature; amending s.340.16, Florida Statutes, to require all trust agreements entered into by the Department of Transportation with respect to turnpike projects to be secured with the State Board of Administration; amending s.340.23(1), Florida Statutes, as amended by chapter 74-377, Laws of Florida, to provide that the department adopt all rules and regulations pursuant to chapter 120, Florida Statutes; amending s.340.24(1), Florida Statutes, to provide for cessation of tolls; repealing ss.340.03(1), (2) and (3), 340.031, 340.032, 340.033, 340.06(1), (2), (3), (4), (5), (6), (7), (8), (13), and (17), 340.07, 340.10, 340.24(2) and (3), 340.25, 340.28, 340.32, 340.33, and 340.35, Florida Statutes, relating to provisions in the turnpike projects chapter which grant the Department of Transportation authority to approve bonds or projects without the approval of the Legislature and removing provisions which are contrary to the intent of this act that the Legislature approve all projects and the department act upon such approval; providing an effective date.

—was read the first time by title and referred to the Committees on Transportation and Ways and Means.

The Honorable Dempsey J. Barron, President May 27, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended—

CS for HB 470 **HB 550**

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Education and Representative Young—

CS for HB 470—A bill to be entitled An act relating to education; amending subsections (2) and (3) of section 233.0641, Florida Statutes, 1974 Supplement; providing for a free enterprise and consumer education program; providing for elements to be included in such a program; providing an effective date.

—was read the first time by title and referred to the Committee on Education.

By Representatives Dyer and Young—

HB 550—A bill to be entitled An act relating to the municipal public service tax; amending s.166.231(4), Florida Statutes, exempting from municipal taxation the purchase of certain taxable items by school districts and hospital districts; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations and Ways and Means.

The Honorable Dempsey J. Barron, President May 27, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended—

HB 63 **HB 770** **HB 776** **HB 777**

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Richard and others—

HB 63—A bill to be entitled An act relating to beaches; creating section 161.212, Florida Statutes; providing that civil actions may be filed to preserve the public's interest in beaches; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Civil.

By the Committee on Growth & Energy and Representative Tolton and others—

HB 770—A bill to be entitled An act relating to energy; providing for the transfer of the Energy Data Center created by chapter 74-186, Laws of Florida, within the Department of Administration; authorizing the Department of Administration to perform petroleum allocation functions delegated by the federal government; requiring reports of petroleum use; providing for the confidentiality and availability of data; providing additional functions, duties, and rule making authority for the department; requiring the department to assume certain obligations and agreements of the Florida Energy Committee; transferring balances of certain appropriations to the department; repealing chapter 74-188, Laws of Florida, which extended the term of existence of the Florida Energy Committee; providing penalties; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce, Judiciary-Criminal and Ways and Means.

By the Committee on Growth & Energy and Representative Tolton and others—

HB 776—A bill to be entitled An act relating to solar energy; directing the Florida Solar Energy Center to set standards for solar energy systems manufactured or sold in the state; setting testing fees; establishing a trust fund; requiring disclosure; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce and Ways and Means.

By the Committee on Growth & Energy and Representative Tolton and others—

HB 777—A bill to be entitled An act relating to taxation of solar energy systems; creating paragraph (1) of s.212.08(7), Florida Statutes, to provide a sales tax exemption for certain solar energy systems; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce and Ways and Means.

The Honorable Dempsey J. Barron, President May 27, 1975

I am directed to inform the Senate that the House of Representatives has passed—

HB 2242 **HB 963**

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Regulated Industries & Licensing—

HB 2242—A bill to be entitled An act relating to the place of sale of alcoholic beverages; amending section 562.452, Florida Statutes, prohibiting the sale of intoxicating liquors in parking lots and providing for the sale of intoxicating liquors on the licensed premises; amending section 565.02(1)(g) and (4), Florida Statutes, 1974 Supplement, providing for portable and temporary bars on the grounds contiguous to the licensed premises and a fee for each such bar; permitting licensed clubs to sell alcoholic beverages to non-members on certain days; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Representative Craig—

HB 963—A bill to be entitled An act relating to the seventh judicial circuit; amending s.26.28, Florida Statutes, changing the spring term for the seventh judicial circuit in St. Johns County; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Civil.

The Honorable Dempsey J. Barron, President May 27, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended—

HB 2168	HB 1236	HB 2213
HB 1176	HB 2212	HB 1865
HB 2170	HB 2179	HB 2177
HB 2165	HB 2208	

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Gorman and others—

HB 2168—A bill to be entitled An act relating to the Greater Orlando Port Authority, Orange County; supplementing and amending the provisions of chapter 57-1658, Laws of Florida, as amended by chapter 61-2599, Laws of Florida, as further amended by chapter 67-1834, Laws of Florida, as further amended by chapter 69-1389, Laws of Florida, known as "The Greater Orlando Port Authority Act," changing the short title to "The Greater Orlando Aviation Authority Act"; defining the projects which the authority is empowered to carry out; defining the terms "improvements" and "cost" as used in the act; prescribing the nomination, election, removal, qualifications, and terms of members of the authority; defining the purposes of the authority; prescribing the powers of the authority; prescribing the appointment and duties of the executive director of the authority; prescribing the terms and conditions under which the authority may purchase, sell, lease, and dispose of real and personal property; authorizing the authority to enter into agreements with other governmental agencies; authorizing the authority, with prior approval of the Orlando City Council, to constitute its own law enforcement and/or fire protection agencies and services; prescribing the terms and conditions under which the authority may issue revenue bonds; prohibiting the authority from pledging the taxing power or full faith and credit of the City of Orlando; prescribing the method and procedure for the authority to adopt its annual budget; authorizing the authority to exercise the power of eminent domain; authorizing the City of Orlando to enforce its ordinances of general application other than zoning upon projects of the authority; authorizing the authority to adopt rules and regulations for the operation and use of its projects, services, and facilities; authorizing other public bodies to contract with the authority; providing that the powers conferred by the act shall be cumulative to general or special law; prescribing a covenant of the State of Florida not to further amend the act without prior consent of the Orlando City Council so long as airport revenue bonds of the City of Orlando are outstanding; providing that the authority shall have the powers conferred by general law upon a municipality with respect to the construction, acquisition, and operation of airport and aviation facilities; prohibiting conflicts of interest; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Thompson—

HB 2165—A bill to be entitled An act relating to the District School Board of Franklin County; amending sections 1 and 2 of chapter 71-646, Laws of Florida, increasing the amount of annual allocated racetrack money which the board may use to finance revenue certificates for specified school purposes; increasing the maximum amount of such certificates; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Crabtree and others—

HB 2208—A bill to be entitled An act relating to Sarasota County, Fruitville Area Fire Control District; amending Section 1, Section 2, Section 3 and Section 4 of Chapter 65-2251, Laws of Florida, as amended by Chapter 72-685, Special Acts of

1972, Laws of Florida, and Chapter 71-914, Special Acts of 1971, Laws of Florida; setting forth the purpose of the District and validating all expenditures made heretofore in connection with the furnishing of fire control and protection and ambulance service; amending the bonding procedure for Fire Commissioners; amending references to Florida Statutes; clarifying which records must be maintained by the District; changing the District's fiscal year; amending election procedure and changing the hours during which the polls shall be open to conform with general law; providing for the filling of vacancies caused by death or resignation on the Board of Fire Commissioners for the unexpired term of office; providing a procedure for removing Commissioners for cause; providing for the levy and collection of special assessments for benefits for fire protection and for ambulance service and providing for an increase or decrease in the maximum assessments in an amount equal to the increase or decrease in cost of living; providing for a referendum.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Maxwell—

HB 1176—A bill to be entitled An act relating to Brevard County; authorizing, empowering, and permitting the District School Board to provide for any or all kinds of health, accident, hospitalization, and annuity insurance on a group plan for its retired personnel and their dependents and of life insurance on a group plan for its retired personnel; empowering the board to provide by policy for those persons to be included, the effective dates of implementation, coverages to be provided, required contributions, if any, towards the cost thereof; authorizing the payment of the premiums out of any available local funds and providing that any expenditures so made are for a valid school purpose; providing that participation in such group insurance shall be entirely voluntary at all times; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representatives Hattaway and Fechtel—

HB 1236—A bill to be entitled An act relating to Seminole County; providing for nonpartisan election of school board members and superintendent of schools; providing procedures; exempting present school board members and superintendent of schools for the remainder of their respective terms of office; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Haben—

HB 2213—A bill to be entitled An act relating to the Westside Fire Control District, Manatee County; amending section 5 of chapter 61-2445, Laws of Florida, and as further amended by chapter 72-610, Laws of Florida; to provide for an increase in the maximum annual rates for special assessments for fire protection benefits on each parcel of taxable real property within said district; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Freeman—

HB 2170—A bill to be entitled An act relating to the Lower Florida Keys Hospital District, Monroe County; amending section 2 of chapter 67-1724, Laws of Florida, as amended, extending the terms of certain members of the board of commissioners of the district and providing for staggered terms; adding section 7A to chapter 73-555, Laws of Florida, providing for judicial review of decisions by the board of commissioners of the district to refuse, revoke, or suspend membership on the staff, or privileges attendant thereto; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative McCall and others—

HB 2212—A bill to be entitled An act relating to the City of Ocala, Marion County; authorizing the city to acquire, construct, improve, and operate as a separate bulk power supply utility system, electric generating plants and transmission lines and substations within and without its boundaries; authorizing the issuance of revenue bonds by the city, to pay the cost thereof, payable from revenues derived from the operation of the system and other funds of the city legally available for such purpose; deeming such bonds negotiable instruments; providing a specific list of included costs of the project; providing a tax exemption; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Bell and others—

HB 1865—A bill to be entitled An act relating to Volusia County and the municipalities of Daytona Beach, Ponce Inlet and Daytona Beach Shores; providing for the incorporation into the City of Daytona Beach of the area known as the South Peninsula as defined in this act; providing for the transfer to the City of Daytona Beach of the assets, powers, functions, responsibilities, duties, and obligations of the Town of Ponce Inlet and the City of Daytona Beach Shores; repealing chapters 63-1829, 65-2142, 67-1278, and 69-993, all Laws of Florida; abolishing and dissolving the Town of Ponce Inlet and the City of Daytona Beach Shores; defining the South Peninsula; providing zoning regulations for the South Peninsula; providing for interim representation of the South Peninsula on the City of Daytona Beach City Commission and Planning Board; amending section 2 of chapter 67-1274, Laws of Florida, to redefine the boundaries of the City of Daytona Beach; providing for liberal construction; repealing Chapter 74-467, Laws of Florida; providing for severability; providing for a referendum; providing for an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Easley and others—

HB 2179—A bill to be entitled An act relating to the Clearwater Downtown Development Board; amending section 5(a), (b), and (c) of chapter 70-635, Laws of Florida, providing for increased membership of the board, the election of, and the terms of office of board members; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to Committee on Rules and Calendar.

By Representative Avon and others—

HB 2177—A bill to be entitled An act relating to the City of Oakland Park, Broward County; extending and enlarging the corporate limits of the City of Oakland Park by including previously unincorporated land into said corporate limits; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Dempsey J. Barron, President May 27, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended—

HB 2159

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representatives Poorbaugh and Nergard—

HB 2159—A bill to be entitled An act relating to the Loxahatchee River Environmental Control District; amending section 4(3) and (4) of chapter 71-822, Laws of Florida, extending

the terms of present members of the governing board of the district from areas three, four and five, until the general election in 1976; providing for runoff elections for candidates for membership to the board; permitting electors to vote in their usual precincts; authorizing the supervisors of elections of the counties within the district to supervise voter registration for the election of members of the board; adding section 4A to chapter 71-822, Laws of Florida, providing procedures for the recall of members of the board; amending section 5(2) of chapter 71-822, Laws of Florida, changing the definition of "storm drainage system"; adding section 18 to chapter 71-822, Laws of Florida, providing procedures for the electors of the district to take action authorized for the board or to repeal action taken by the board by initiative and referendum; delaying the effective date of any board action except in case of emergency; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Dempsey J. Barron, President May 27, 1975

I am directed to inform the Senate that the House of Representatives has passed—

HB 2160	HB 2161	HB 2162
HB 2171	HB 2176	HB 2185
HB 2187	HB 1894	HB 2195
HB 2024	HB 2147	HB 2148
HB 2154	HB 2203	HB 2205
HB 2178	HB 2206	HB 2207
HB 2209	HB 2214	HB 2215
HB 2216	HB 2217	HB 2218

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Skinner—

HB 2160—A bill to be entitled An act relating to Hamilton County; repealing chapter 30794, Laws of Florida, 1955, relating to the salary of county school bus drivers; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representatives Andrews and Martin—

HB 2161—A bill to be entitled An act relating to Alachua County; authorizing the Board of County Commissioners to operate and otherwise regulate the activities of the Alachua County Adult Detention Center and the various programs for housing and rehabilitation for county prisoners; providing for employment of trained personnel; providing that the county shall assume total responsibility for all prisoners; providing that qualified detention center personnel shall be deputized; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representatives Andrews and Martin—

HB 2162—A bill to be entitled An act relating to the City of Gainesville, Alachua County; providing for the acquisition, construction, erection, building, extending, enlargement, improvement, furnishing, equipping, and operating, electric generating plants transmission lines, interconnections, and substations, for the generation, transmission, and exchanging of electric power and energy by and for the city as a separate bulk power supply utility or system; authorizing the issuance of revenue bonds by the city, to pay the cost thereof, payable from revenues derived from the operation of the system and other funds of the city legally available for such purpose; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Burrall and others—

HB 2171—A bill to be entitled An act relating to the Port Charlotte-Charlotte Harbor Fire Control District, Charlotte County; amending section 10(e) and (f) of chapter 65-1355, Laws of Florida, changing the dates for submitting its annual report; changing the date when the fiscal year of the district shall begin; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Avon and others—

HB 2176—A bill to be entitled An act relating to the Hillsboro Inlet Improvement and Maintenance District, Broward County; adding section 11A to chapter 57-1183, Laws of Florida, authorizing said district to take such steps as may be necessary to prevent continual destruction of rights and property south of Hillsboro Inlet within the City of Pompano Beach; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative T. Lewis and others—

HB 2185—A bill to be entitled An act relating to the Palm Beach County Certification Act; amending chapter 67-1876, Laws of Florida, as amended by chapters 69-1433 and 70-849, Laws of Florida, redefining general contractors, building contractors, residential building contractors, plumbing contractors, electrical contractors, HARV contractors, specialty contractors, journeyman, and creating the term education equivalency; relating to members and notice of hearing of the Palm Beach County Construction Industry Licensing Board; providing increased compensation to said board members; providing for maximum examinations allowed in a certain time period; requiring certain business qualifications as a prerequisite to issuance of certificate; requiring notification of change of business ownership, qualification, or affiliation; creating provisions to qualify more than one business enterprise; providing for certificate renewal and activation of inactive certificates; increasing the initial application fee; providing that an applicant must waive in writing the confidentiality of his examination for purposes of discussion at meetings of the board; redesignating the time period allowed in which to notify the board of change of name, address or employment; redesignating the time period in which examinations are to be retained; creating additional prohibited activities, and penalties; creating additional conditions for revocation or suspension of certificates; providing for qualification of alternate contractor; providing exemptions; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hazelton and others—

HB 2187—A bill to be entitled An act relating to the South Lake Worth Inlet District, Palm Beach County; amending sections 8 and 23 of chapter 7080, Laws of Florida, 1915, as amended, requiring that the fixing of millage limitations be in conformance with the provisions of s.200.065, Florida Statutes; providing clarifying punctuation; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hector—

HB 1894—A bill to be entitled An act relating to salt water fisheries and conservation in all counties having a population over 1,000,000 inhabitants by the last official state-wide census; providing certain size for stretched mesh of gill nets used for taking mullet; providing such net shall only be used under permit by the Department of Natural Resources; providing this act shall not affect other laws referring to said counties; providing a penalty; providing an effective date.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Mixson—

HB 2195—A bill to be entitled An act relating to the City of Marianna, Jackson County; amending sections 5(5)-(7) and 14 of chapter 73-548, Laws of Florida, extending the expiration dates for the terms of certain initial members of the board of the Marianna Downtown Development Authority; reducing the time periods in which the registration lists are to remain open and in which the city clerk may accept ballots after passage of the ordinance defining the downtown area for purposes of the referendum held to approve chapter 73-548, Laws of Florida, as amended by this act; providing that the referendum shall be for the approval of the 1973 act as amended by this act; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representatives Andrews and Martin—

HB 2024—A bill to be entitled An act relating to the City of Alachua, Alachua County, extending the boundaries of the City; providing that laws of the City shall apply throughout the corporate limits as extended by this act; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hutto—

HB 2147—A bill to be entitled An act relating to the City of Springfield, Bay County; amending section 9(14) of chapter 27900, Laws of Florida, 1951, relating to the hiring, discharge and salary of the city clerk and auditor; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hutto—

HB 2148—A bill to be entitled An act relating to the City of Springfield, Bay County; amending chapter 57-1871, Laws of Florida, removing the position of city auditor and clerk from civil service; providing benefits to any member of civil service who accepts the appointment to city auditor and clerk; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Williams—

HB 2154—A bill to be entitled An act relating to the Bradford County Hospital Corporation, Bradford County; dissolving and terminating the corporation; transferring all property of the corporation to the Board of County Commissioners of Bradford County; providing for the assumption of liabilities; repealing chapter 27413, Laws of Florida, 1951, as amended, which provides for the corporation; providing for a referendum.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative James and others—

HB 2203—A bill to be entitled An act relating to the City of Delray Beach, Florida, amending the provisions of section 6 of Chapter 25786, Special Laws of Florida, 1949, as amended, said Chapter being the Charter of the City of Delray Beach, by changing the territorial limits of said municipality, and providing for an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Easley and others—

HB 2205—A bill to be entitled An act relating to Pinellas County; establishing emergency medical service authority; providing for membership; providing for duties; providing for a special election to create the emergency medical service special taxing district by countywide referendum; providing for ballots; providing for an advisory board; providing severability; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Poole—

HB 2178—A bill to be entitled An act relating to Port Everglades Authority, Broward County; amending Chapter 59-1157, Laws of Florida, 1959, as amended, being the Charter of Port Everglades Authority; amending Part I, Article 3, Section 1(a), adding a subsection (a-1) relating to the authority of the Port Authority to allocate and assess costs of services peculiarly provided by the Port Authority to persons, firms or corporations within the Port Jurisdictional Area; provided the allocation and assessment of such costs are applied uniformly to all persons, firms or corporations to whom such services are provided; and provided that no such costs shall be assessed until public notice is given and public hearing is had and the opportunity to be heard given to all persons, firms or corporations; amending Part VI, Article 4, Section 3 relating to the authority of the Port Authority to grant an exclusive franchise or permit for a period of no longer than one year for the furnishing of automobile rental service within the Port Jurisdictional Area provided such grant is in the best interest of the Port Authority; amending Part IX, Section 8 relating to the authority of the Port Authority to establish a procedure for disposal of its records except for records that are required to be kept in accordance with State or Federal law; amending Part VI, Article 2, Section 2, relating to definition and description of lands defined as "Port Operational Lands"; amending Part III, Article 3, Section 4 (i) relating to the authority of the Port Director and authorizing him to purchase goods, supplies, materials and equipment in an amount up to and including \$3,000 when he deems it necessary and proper to do so and where the cost is in excess of \$3,000 to do so only upon approval of the Port Commissioners after competitive bids have been sought and providing that Port Commissioners may by Resolution authorize the purchase of such items at a cost in excess of such limitations during unusual conditions or emergencies and providing that contracts for construction of public improvements shall not be awarded except as provided in Part IX, Section 1 (b) of the Port Charter; amending Part IX, Section 1, Subsections (b) and (c) to provide that the Port Commission may purchase goods, supplies or materials where the cost is in excess of \$3,000 only by maintaining competitive conditions and competitive bids have been sought and providing that during unusual conditions or emergencies the Port Commission may by Resolution authorize the purchase of goods, supplies, materials and equipment at a cost in excess of \$3,000 without maintaining competitive bids and conditions upon a finding of the Port Commission that to do so would be in the best interest of the Port Authority and providing that the Port Authority would have the right to purchase goods, supplies, and materials at a cost in excess of \$3,000 by joining with other public bodies in issuing invitations to bidders; providing that the Port Commission may let contracts for construction or repair of public improvements where the amount to be paid by the Port Authority is \$3,000 or less; providing if the amount to be paid by the Port Authority is in excess of \$3,000 that the same may not be let without publication of appropriate notice; providing for acceptance of the lowest bid by a responsible bidder; providing for rejection of all bids, requirements of a bid, performance and completion bond and the qualification of competitive bidders; amending Part II, Article III, Section 2 relating to meetings of the Port Commission as specified by resolution or regularly not less than once a month; amending Part I, Article 3, Section 1, Subsection (q) relating to appointment of Harbor Master and other necessary persons; providing an effective date by adding a subparagraph to provide for the appointment of Pilot Commissioners at Port Everglades in accordance with Section 310.01, Florida Statutes, in the event that the Port Commissioners as now constituted are not available to serve as Pilot Commissioners; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Crabtree and others—

HB 2206—A bill to be entitled An act relating to Sarasota County, Pinecraft Fire Control District; amending subsection (3) of section 3 of chapter 71-910, Laws of Florida, as amended; providing for the election of the commissioners of the district at the second primary election rather than at the general election; requiring successful candidates to take office 2 weeks after their election; providing a schedule for the expiration of terms of current office holders; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Crabtree and others—

HB 2207—A bill to be entitled An act relating to the Northeast Area Fire Control District, Sarasota County; amending sections 1, 3(3) and (4), and 4 of chapter 65-2244, Laws of Florida, as amended, changing the name of the district to the "Northeast Fire District"; extending the terms of commissioners of the governing board of the district until the second primary elections in 1976 and 1978; authorizing all qualified electors to vote for commissioners and limiting commissioners to two consecutive terms; providing qualifications for office; providing a new schedule of rates for the year 1975; providing for a referendum.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Crabtree and others—

HB 2209—A bill to be entitled An act relating to the South Trail Fire Control District, Sarasota County; amending sections 3 and 7 of chapter 65-2241, Laws of Florida, as amended, extending the terms of commissioners of the governing board of the district until the second primary elections in September 1976 and 1978; authorizing all qualified electors, rather than freeholders, to vote for and to remove such commissioners; amending removal procedures; restricting commissioners to two consecutive terms; providing qualifications for office; clarifying the authority of the board to borrow money and issue certificates of indebtedness; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hutto—

HB 2214—A bill to be entitled An act relating to the Panama City Downtown Improvement Board, Bay County; adding subsection (10) to section 2 and adding subsection (10) to section 13 of chapter 74-571, Laws of Florida, defining the term "freeholder"; providing that each freeholder and qualified elector within the downtown area shall be entitled to one vote each; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representatives Hutto and Rish—

HB 2215—A bill to be entitled An act relating to the Bay County law library; amending section 2 of chapter 69-835, Laws of Florida, to delete the restriction that the library be located in the county courthouse; amending section 8 of chapter 69-835, Laws of Florida; authorizing the Bay County Law Library Board to participate in the acquisition, operation, and maintenance of the law library; repealing section 5 of chapter 69-835, Laws of Florida, to delete certain restrictions on annual expenditures for the law library; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representatives Fechtel and Langley—

HB 2216—A bill to be entitled An act relating to Lake County; amending section 1 of chapter 67-1604, Laws of Florida, authorizing the Board of County Commissioners of Lake County to expend sums collected from the additional fee imposed upon fishing licenses for fish conservation and improvement projects rather than for seining, chemical treatment, or similar treatments; authorizing the board to expend current sums on deposit for such projects; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Tolton and others—

HB 2217—A bill to be entitled An act relating to Santa Rosa County; authorizing the acquisition, construction, erection, building, enlarging, improving, furnishing, and equipping of capital projects of Santa Rosa County and of the District School Board of Santa Rosa County; authorizing the issuance of certificates of indebtedness by the county and by the school board to finance the cost of such projects; authorizing the pledging to the payment of the principal of, and interest on, such certificates of indebtedness of the race track funds and jai alai fronton funds allocated to the Board of County Commissioners of said county or the school board out of such funds accruing annually to the county pursuant to chapters 550 and 551, Florida Statutes, the rentals and royalties derived by the county or the school board under leases or other agreements with respect to the lands or the mineral rights appertaining thereto belonging to said county or said school board, the second oil and gas severance taxes accruing to said county pursuant to the provisions of s.211.06(1)(b), Florida Statutes, and other moneys of said county or of said school board derived from sources other than ad valorem taxation and legally available for such purposes; providing for the allocation of said county's share of such second oil and gas severance taxes equally between said board of county commissioners and said school board; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hawkins—

HB 2218—A bill to be entitled An act relating to the North Naples Fire Control District, Collier County; amending sections 1 and 4 of chapter 61-2032, Laws of Florida; changing the boundaries of the district; authorizing the district to borrow funds for certain purposes; providing for the payment of certain expenses of board members; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Dempsey J. Barron, President May 28, 1975

I am directed to inform the Senate that the House of Representatives has passed—

HB 2287	HB 2286	HB 2271
HB 2273	HB 2269	HB 2260
HB 2259	HB 2251	HB 2248
HB 2233	HB 2241	HB 2226
HB 2234		

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Peaden and others—

HB 2287—A bill to be entitled An act relating to Escambia County; amending chapter 74-480, Laws of Florida, to expand the merit system of personnel administration for the civil service of the county to also include the district school board; redefining the intent of the system and modifying its application to those employees participating; providing for maternity leave; revising provisions relating to standards for personnel selection appointment, filling of vacancies and transfers; providing for

labor-management relations; revising provisions relating to compulsory retirement and political activities; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representatives Andrews and Martin—

HB 2286—A bill to be entitled An act relating to the City of Gainesville and Alachua County; creating the Unified Government of Gainesville and Alachua County, and providing the charter therefor; providing general and urban service districts; providing for the continuance of separate municipalities; providing legislative and executive branches and providing for the organization, powers, duties, and functions thereof; providing procedures with respect to budget and financial matters, including bonded indebtedness; providing election procedures; establishing a charter revision commission; providing for amendment to the charter by voter initiation and referendum; providing for personnel matters and pension plans; providing for the transition of present governmental functions to the unified government; providing for a special election to ratify the charter; providing an effective date.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative G. C. Robinson and others—

HB 2271—A bill to be entitled An act relating to Escambia County; providing that certain conditions constitute sanitary nuisances; providing a procedure for the abatement of sanitary nuisances upon real property in the county; authorizing the removal of such nuisances by certain county officials upon failure of the owner, agent, custodian, or occupant to do so; providing that the costs of such removal shall constitute a lien on the property; providing a procedure for the collection of such liens; providing that violations of this act shall constitute a misdemeanor; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representatives Andrews and Martin—

HB 2273—A bill to be entitled An act relating to Alachua County; declaring the following special acts of the Legislature to be county ordinances; chapter 72-463, Laws of Florida, pertaining to the Local Government Study Commission; chapter 71-487, Laws of Florida, pertaining to the County Felony Court of Record; chapter 71-444, Laws of Florida, pertaining to compensation for the county judge; chapter 69-812, Laws of Florida, pertaining to plats and subdivisions; chapter 69-809, Laws of Florida, pertaining to the Alachua County recreation and water conservation and control authority; chapter 69-806, Laws of Florida, pertaining to licenses for fortunetelling and other similar activities; chapter 69-650, Laws of Florida, relating to county appropriations to the State Attorney's office; chapter 67-1076, Laws of Florida, relating to a one-time contribution to the University of Florida state museum; chapter 67-1075, Laws of Florida, relating to assessment and collection of municipal taxes by the county assessor and collector; chapter 67-1071, Laws of Florida, relating to signals at dangerous railroad crossings; chapter 67-984, Laws of Florida, relating to the county solicitor; chapter 65-1235, Laws of Florida, relating to use of electronic data processing by the supervisor of elections; chapter 65-1237, Laws of Florida, relating to interlocal agreements; chapter 65-802, Laws of Florida, relating to payments for legislative expense supplements; chapter 63-1100, Laws of Florida, relating to county building codes; chapter 63-1099, Laws of Florida, relating to control of air and water pollution; chapter 63-1098, Laws of Florida, relating to use of public buildings for fallout shelters; chapter 63-999, Laws of Florida, relating to the court of record; chapter 63-783, Laws of Florida, relating to appointment and salaries for judicial secretaries; chapter 61-1853, Laws of Florida, relating to county planning; chapter 61-1851, Laws of Florida, relating to subdivisions; chapter 61-1507, Laws of Florida, relating to the court of record; chapter 59-1044, Laws of Florida, relating to plats; chapter 59-1043, Laws of Florida, relating to employment of medical examiner; chapter 59-1041, Laws of Florida,

relating to county road and bridge taxes; chapter 59-555, Laws of Florida, relating to the court of record; chapter 57-1122, Laws of Florida, relating to child care centers; chapter 57-1121, Laws of Florida, relating to levy of a county health tax; chapter 57-1119, Laws of Florida, relating to the recreation and water conservation and control authority; chapter 57-1117, Laws of Florida, relating to health department fees for documents; chapter 57-1116, Laws of Florida, relating to vaccination of dogs; chapter 30558, Laws of Florida, 1955, relating to sanitary districts; chapter 30557, Laws of Florida, 1955, relating to garbage and refuse collection and septic tanks; chapter 30550, Laws of Florida, 1955, relating to dogs running at large; chapter 28872, Laws of Florida, 1953, relating to special assessment districts; chapter 28871, Laws of Florida, 1953, relating to zoning regulations; chapter 28870, Laws of Florida, 1953, relating to county indebtedness for a public health center; chapter 28869, Laws of Florida, 1953, relating to fencing of livestock and liability of owners; chapter 27384, Laws of Florida, 1951, relating to construction of a courthouse or jail, and issuance of bonds; chapter 27380, Laws of Florida, 1951, relating to abolition of justice of the peace districts; chapter 25670, Laws of Florida, 1949, relating to county road trustees; chapter 24371, Laws of Florida, 1947, relating to zoning regulations; chapter 23172, Laws of Florida, 1945, relating to use of nets and other devices for taking fish; chapter 23171, Laws of Florida, 1945, relating to bonds for public buildings; chapter 23170, Laws of Florida, 1945, relating to bonds for public buildings; chapter 23169, Laws of Florida, 1945, relating to a pension for Warren R. Torlay; chapter 22207, Laws of Florida, 1943, relating to financing and construction of public buildings; chapter 22206, Laws of Florida, 1943, relating to county road trustees; chapter 21098, Laws of Florida, 1941, relating to financing for nurses' home at county hospital; chapter 21097, Laws of Florida, 1941, relating to financing for county hospital expansion; chapter 21096, Laws of Florida, 1941, relating to bonds for road and bridge trustees; chapter 21095, Laws of Florida, 1941, relating to hunting season; chapter 19681, Laws of Florida, 1939, an act for the relief of J. E. Thrasher; chapter 19680, Laws of Florida, 1939, relating to exchange or conveyance of land; chapter 19679, Laws of Florida, 1939, relating to justice of the peace courts; chapter 18418, Laws of Florida, 1937, relating to elections registration; chapter 18417, Laws of Florida, 1937, relating to hunting on Sundays; chapter 18416, Laws of Florida, 1937, relating to a lease; chapter 18415, Laws of Florida, 1937, relating to Seagle Building payment; chapter 17484, Laws of Florida, 1935, relating to road and bridge bond trustees; chapter 16304, Laws of Florida, 1933, relating to tax collector's duties; chapter 16305, Laws of Florida, 1933, relating to payment for delinquent taxes; chapter 15072, Laws of Florida, 1931, relating to duties of the tax collector; chapter 15071, Laws of Florida, 1931, relating to special tax for county hospital; chapter 13902, Laws of Florida, 1929, relating to acquisition of certain canals; chapter 12499, Laws of Florida, 1927, relating to special tax road district; chapter 12498, Laws of Florida, 1927, relating to a special county census; chapter 12497, Laws of Florida, 1927, relating to tax levy for a bridge; chapter 12496, Laws of Florida, 1927, relating to special road and bridge district and election; chapter 12495, Laws of Florida, 1927, relating to county commissioners' compensation; chapter 10316, Laws of Florida, 1925, relating to a livestock referendum; chapter 10314, Laws of Florida, 1925, relating to appropriations to care for the sick and indigent; chapter 10313, Laws of Florida, 1925, relating to bond issue for a road; chapter 10312, Laws of Florida, 1925, relating to levy of a publicity tax; chapter 10311, Laws of Florida, 1925, relating to bonds for county hospital; chapter 10310, Laws of Florida, 1925, relating to hospital bond election; chapter 10309, Laws of Florida, 1925, relating to county fair association; chapter 10308, Laws of Florida, 1925, relating to vehicle restrictions on public roads; chapter 10307, Laws of Florida, 1925, relating to creation of a special road and bridge district; chapter 10303, Laws of Florida, 1925, relating to relief for Mrs. M. M. May; chapter 10302, Laws of Florida, 1925, relating to road construction by road trustees; chapter 9368, Laws of Florida, 1923, relating to road construction by road trustees; chapter 9366, Laws of Florida, 1923, relating to road construction by road trustees; chapter 9365, Laws of Florida, 1923, regulating the use of county roads; chapter 8883, Laws of Florida, 1921, relating to expenditures by road and bridge district; chapter 8609, Laws of Florida, 1921, relating to a road and bridge district; chapter 8608, Laws of Florida, 1921, relating to a road and bridge district; chapter 8607, Laws of Florida, 1921, relating to acquisition of land for the Florida Farm Colony; chapter 8604, Laws of Florida, 1921, relating to a road and bridge district; chapter 8603, Laws of Florida, 1921, relating to road and bridge bonds; chapter 8602, Laws of Florida, 1921, relating

to road and bridge needs; chapter 8600, Laws of Florida, 1921, relating to a road and bridge district; chapter 8599, Laws of Florida, 1921, relating to a road and bridge district; chapter 8598, Laws of Florida, 1921, relating to a road and bridge district; chapter 8230, Laws of Florida, 1919, relating to securities for county funds; chapter 8229, Laws of Florida, 1919, relating to borrowing for road and bridge purposes; chapter 8228, Laws of Florida, 1919, relating to tick eradication and cattle dipping; chapter 8225, Laws of Florida, 1919, relating to appropriations for care of the sick and indigent; chapter 8224, Laws of Florida, 1919, relating to funds and trustees of a road and bridge district; chapter 8223, Laws of Florida, 1919, relating to funds and trustees of a road and bridge district; chapter 8222, Laws of Florida, 1919, relating to road and bridge district funds; chapter 8221, Laws of Florida, 1919, relating to issuance of road and bridge bonds; chapter 8220, Laws of Florida, 1919, creating a road and bridge district; chapter 8219, Laws of Florida, 1919, authorizing the county commission to pay road funds; chapter 8218, Laws of Florida, 1919, relating to road funds and trustees; chapter 8217, Laws of Florida, 1919, relating to a road and bridge district; chapter 8216, Laws of Florida, 1919, authorizing issuance of road and bridge bonds; chapter 8215, Laws of Florida, 1919, confirming a road and bridge district; chapter 8214, Laws of Florida, 1919, relating to funds of a road and bridge district; chapter 6982, Laws of Florida, 1915, relating to fresh water fishing industry; chapter 6981, Laws of Florida, 1915, relating to trustees of subroad districts; chapter 6980, Laws of Florida, 1915, relating to an appropriation to the county fair association; chapter 6560, Laws of Florida, 1913, relating to bonds for brick roads across the county; chapter 6559, Laws of Florida, 1913, relating to employment of a civil engineer; chapter 6251, Laws of Florida, 1911, relating to fresh water fishing; chapter 6249, Laws of Florida, 1911, authorizing bonds for hardsurface roads; chapter 6243, Laws of Florida, 1911, relating to the county boundary line; chapter 5972, Laws of Florida, 1909, relating to transport by common carrier of fresh water fish; chapter 5971, Laws of Florida, 1909, relating to illegal fresh water fishing; chapter 5727, Laws of Florida, 1907, authorizing payment of fine and forfeiture funds to the school fund; chapter 5552, Laws of Florida, 1905, authorizing payment of fine and forfeiture funds to the school fund; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Wilson and others—

HB 2269—A bill to be entitled An act relating to the Pinellas Police Standards Council; amending Chapter 72-666, Laws of Florida, by adding a new subsection increasing the powers and duties of the Council which shall include maintaining a centralized information center on prospective law enforcement officers; providing for standardized forms for the processing of applicants; providing that the Council may conduct screening and background research; providing that the Council shall provide information from the centralized information center to law enforcement agencies; providing that each law enforcement agency shall use the standardized forms, and supply copies of applications and results of screening and background investigations to the Council; providing funding by additional assessment on all criminal and civil traffic fines and assessments; excluding parking fines and assessments; providing additional funding by employing agencies; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative G. C. Robinson and others—

HB 2260—A bill to be entitled An act providing for the incorporation of an unincorporated area of Escambia County, Florida, to be known as the City of Warrington; prescribing the Charter for said municipality; requiring a referendum election in the affected area to activate incorporation; providing for the date of referendum and election of municipal officers; providing for the transitional stages between the unincorporated and the incorporated status.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Thompson—

HB 2259—A bill to be entitled An act relating to Wakulla County; repealing chapter 65-2364, Laws of Florida, which established the Wakulla County Development and Parks Commission and transferring all assets and liabilities to the Board of County Commissioners of Wakulla County; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Wilson and others—

HB 2251—A bill to be entitled A special act pertaining to Pinellas County; providing for the repeal of Part I, Chapter 73-595, Laws of Florida, and all prior Acts pertaining to the issuance of countywide occupational licenses, except Section 7, Chapter 71-857, Laws of Florida, as amended by Chapter 72-658, Laws of Florida; preserving Part II of Chapter 73-595; providing for severability; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representatives Haben and Neal—

HB 2248—A bill to be entitled An act relating to the Ellenton Fire Control District; amending section 2 of chapter 59-1539, Special Acts of 1959, Laws of Florida; authorizing the Ellenton Fire Control District to pay a reasonable sum to the secretary-treasurer of the Ellenton Fire Control District for his services as such secretary-treasurer; amending section 8 of chapter 59-1539, Special Acts of 1959, Laws of Florida; authorizing the payments of salaries to employees of the Ellenton Fire Control District, including salaries of a fire marshal and one or more firemen; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Boyd—

HB 2233—A bill to be entitled An act relating to the City of Coral Springs, Broward County; amending section 1 of chapter 74-465, Laws of Florida, to correct an error in the legal description of said act; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Grosse and others—

HB 2241—A bill to be entitled An act relating to the Jacksonville Electric Authority; amending subsection (2) of section 10 of chapter 67-1569, Laws of Florida, as amended, to exempt from bid provisions the procurement of supplies, materials, and services when reasonably procurable only through negotiation, and to permit the procurement of materials and supplies from electric utilities provided the purchase price is less than the most recent contract price of the authority; amending section 5 of chapter 74-516, Laws of Florida, entitled "An act relating to the Jacksonville Electric Authority; amending chapter 67-1569, Laws of Florida, as amended; providing for notice of and public hearing on the fixing of rates by the authority; authorizing contracts not to exceed a twenty (20) year term for the procurement of fuel but requiring prior approval of the council of the city for certain contracts; amending the contracting and purchasing procedures of the authority to permit acceptance of multiple low bids and dissimilar low bids under certain conditions; exempting from bid provisions the procurement of fuel when reasonably procurable only through negotiation; exempting from bid provisions products and services necessary for nuclear powered generation facilities; exempting from bid provisions the procurement of fuel in the spot market; requiring approval of the purchases under bid exemptions by the chief purchasing officer of the City of Jacksonville; providing a termination for the amendments to the contracting and purchasing procedures of the authority; providing an effective

date," by extending provisions as contained in chapter 74-516, Laws of Florida, due to expire October 1, 1975 to October 1, 1976; providing for additions to bidding exemptions; providing a termination for said additions to bidding exemptions; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Haben—

HB 2226—A bill to be entitled An act relating to Manatee county; creating and establishing a local government study commission in Manatee county, Florida, to study the structures, services, functions, and operations of all governmental units and bodies located within the said county, including the county government, municipal governments, public bodies corporate, and all offices, agencies, commissions, boards, authorities and other subdivisions thereof; to determine the need, if any, for unification of services, separation, addition, removal or other revision of such structures, services, functions and operations; to determine whether tax savings can be made and whether efficiency can be gained through such revision of such local governmental structures, services, functions, and operations; requiring said commission to recommend a plan or plans for any solution of problems disclosed as a result of such study and submit the same to the members of the Florida Legislature from Manatee county or to the Manatee County Commission or municipal governing bodies for enactment or implementation of such plan or plans; providing for the number and appointment of the members of such commission and to provide a method of filling vacancies; to provide for the organization and term of such commission, prescribing its duties and powers; to provide for an appropriation for the payment of the cost of operation of such commission; and to provide an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Crabtree and others—

HB 2234—A bill to be entitled An act relating to Sarasota and Charlotte counties; incorporating all the lands in Sarasota and Charlotte counties, Florida, included within the boundaries as set forth below, according to the public records of Sarasota and Charlotte counties, Florida, as a special fire control district; to provide for and limit the powers, duties, and liabilities of said district in and about obtaining the purchase and acquiring of fire fighting equipment, fire stations, fire hydrants and water supply for prevention of all types of fires; to provide ambulances and ambulance services on a user fee basis; to provide for insurance; to provide for inspection of places of business, apartment houses, and buildings where large groups of persons may congregate; to provide for the exercise and administration of the powers of said district by a board of commissioners; to provide for initial board of commissioners; to provide for elections; to provide for raising of all necessary funds for financing said district and all of its purposes including the setting of fees for ambulance service; to provide for the levy, collection and enforcement of special assessments against and creating liens upon lands in said district in order to raise funds for the purposes of said district and determining the priority and dignity of such liens in raising revenues for the purpose of said district; to provide for limitations of claims, demands and suits against said district; to authorize and empower such district to make and enter contracts with firms, individuals, municipal corporations relating to any and all of the purposes of said district; and to provide for and establish the said special fire control district as a public municipal corporation to be known as Englewood Area Fire Control District; repealing all acts or parts of acts insofar as conflict may exist with this act except as provided herein and providing for a referendum.

—was read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Dempsey J. Barron, President

May 28, 1975

I am directed to inform the Senate that the House of Representatives has passed—

HB 2275
HB 2227

HB 2240
HB 2307

HB 2290

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Thompson (by request)—

HB 2275—A bill to be entitled An act relating to Franklin County; creating the Dog Island Conservation District; providing for the boundaries of the district; providing for the membership and election of the Dog Island Conservation Board; providing for the powers and duties of the board; providing for assessment and levy of ad valorem taxation subject to a referendum; authorizing the issuance of bonds; providing for other matters relative to the foregoing; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative T. Lewis and others—

HB 2240—A bill to be entitled An act relating to the Palm Beach County District School Board, authorizing the District School Board to reimburse members of the Board for certain compensation and expense allowances; repealing Chapter 69-773, Laws of Florida, providing an exception; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative G. C. Robinson and others—

HB 2290—A bill to be entitled An act relating to the City of Pensacola, Escambia County; establishing the Belmont-DeVillier improvement board as a body corporate; prescribing the boundaries of the Belmont-DeVillier area, the method of changing those boundaries; prescribing the number, qualifications, term, and methods of appointment and removal of members; providing for filling of vacancies in office, for service without compensation, for reimbursement of expenses, for bonding, and for personal liability in certain instances; providing for bylaws and internal governance of the board; prescribing its functions and powers, including powers to acquire, own, lease, and dispose of property; requesting the City of Pensacola to exercise its eminent domain power for public purposes; providing for issuing, selling, and providing security for revenue certificates; providing for borrowing on short term, fixing, regulating, and collecting rates and charges; providing for maintenance of offices; providing for employment and prescribing the duties, authority, tenure, compensation, and expense reimbursement of a director and other staff; providing for the exercise of all necessary incidental powers; providing for the city to levy in each fiscal year an ad valorem property tax of not more than 1 mill on nonhomestead property to finance board operations; providing for assessment and collection thereof by the county, requiring maintenance of records, budget and fiscal control; forbidding participation on behalf of the board by personnel financially interested in the matter involved; providing for succession by the city to the property and certain functions of the board if it ceases to exist or operate; regulating issuance of board revenue certificates and providing for validation of bonds; prescribing scope of this act; providing for a referendum election; specifying policy as to who is eligible voter and clarifying intent as to millage limitation; providing an effective date.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hattaway—

HB 2227—A bill to be entitled An act relating to Seminole County; dividing the duties of the clerk of circuit court between two officers, one serving as clerk of circuit court and

county court and one to be known as county comptroller and ex-officio clerk of the board of county commissioners, auditor, recorder and custodian of all county funds; providing for the election of the clerk of circuit court and county court and appointment of county comptroller by the board of county commissioners; establishing the respective duties and compensation; providing for a referendum.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Tolton and others—

HB 2307—A bill to be entitled An act relating to Okaloosa County; amending sections 2 and 9 of chapter 29336, Laws of Florida, 1953, as amended; abolishing the Okaloosa Island Authority; transferring powers, duties and functions of the authority to the County Commissioners of Okaloosa County; transferring all assets of the authority to Okaloosa County and requiring the county to assume all liabilities and obligations of the authority; providing the collection of rents and assessments by county commissioners pursuant to lease agreements for 1972 and subsequent years; providing for payment of certain ad valorem taxes in whole or in part from rents collected on leases; authorizing the county commissioners to settle litigation against the authority; making the water and sewer systems of portions of Santa Rosa Island part of the county system subject to same fees, charges, assessments and regulations as other property holders; increasing the amount of revenue bonds authorized and increasing the interest rate thereon; repealing sections 3, 4, 5, and 6 of chapter 29336, Laws of Florida, 1953, relating to the Okaloosa Island Authority membership and powers; providing severability; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Dempsey J. Barron, President May 28, 1975

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendments to House amendment 1 and passed SB 49, as further amended.

Allen Morris, Clerk

The bill contained in the foregoing message was ordered engrossed.

The Honorable Dempsey J. Barron, President May 28, 1975

I am directed to inform the Senate that the House of Representatives has receded from House Amendments 1, 2, 3 & 4 and passed SB 2.

Allen Morris, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Journal of May 27 was corrected and approved as follows:

Page 415, counting from the bottom of column 2, between lines 10 and 11 insert:

On motion by Senator Deeb, by two-thirds vote SB 1363 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—33

Brantley	Henderson	Poston	Trask
Childers, D.	Holloway	Renick	Vogt
Childers, W. D.	Johnston	Sayler	Ware
Deeb	Lane, D.	Scarborough	Wilson
Dunn	Lane, J.	Sims	Winn
Firestone	MacKay	Stolzenburg	Zinkil
Glisson	McClain	Thomas, J.	
Graham	Peterson	Thomas, P.	
Hair	Plante	Tobiassen	

Nays—None

By unanimous consent Senators Gallen and Myers were recorded as voting yea.

Page 416, counting from the bottom of column 2, line 16, strike "1359" and insert: 1360

Page 419, column 2, line 8, strike "enrolled" and insert: engrossed

The Journal of April 11 was further corrected and approved as follows:

Page 50, column 1, line 11, strike: "(Resigned October 22, 1974)"

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 5:10 p.m. to convene at 9:00 a.m. May 29, 1975.